



JOURNAL
OF THE
HOUSE OF REPRESENTATIVES.
OF THE
STATE OF GEORGIA,
AT THE
BIENNIAL SESSION
OF THE
GENERAL ASSEMBLY,

HOUSE OF REPRESENTATIVES

OF THE

STATE OF GEORGIA.

WEDNESDAY, NOVEMBER 4th, 1857.

At a session of the General Assembly of Georgia, begun and holden at the State House, in the city of Milledgeville, in the county of Baldwin, on the fourth day of November, in the year of our Lord eighteen hundred and fifty-seven, and of the sovereignty and independence of the United States the eighty-second, on motion of Mr. Harrison, of Chatham, Mr. Pickett, of the county of Gilmer, was called to the Chair, for the purpose of organizing the House.

The Clerk proceeded to call the roll, and the following named members, elect, from the several counties hereafter mentioned, produced their credentials, and having taken the oath prescribed by the Constitution of this State, and to support the Constitution of the United States, before the Hon. Arthur E. Cochran, one of the Judges of the Superior Court of this State, took their seats, to-wit :

From the county of Appling, the Hon. Middleton Graham,

From the county of Baker, the Hon. Andrew Cumbie.

From the county of Baldwin, the Hon. A. H. Kenan.

From the county of Berrien, the Hon. D. P. McDonald.

From the county of Bibb, the Hon's Thomas Hardeman
and Abner M. Lockett.

From the county of Burke, the Hon's J. H. Hines and H. Schley.

From the county of Bryan, the Hon. Hiram W. Mattox.

From the county of Bulloch, the Hon. Wm. H. McLean.

From the county of Butts, the Hon. James W. Harkness.

From the county of Cass, the Hon's J. R. Fulmore and Joseph L. Neel.

From the county of Carroll, the Hon's A. J. Bogges and A. O. Embry.

From the county of Coweta, the Hon's J. R. Smith and T. Kirby.

From the county of Catoosa, the Hon. H. J. Sprayberry.

From the county of Calhoun, the Hon. David E. Lewis.

From the county of Crawford, the Hon. Stephen S. Wright.

From the county of Clay, the Hon. Peter Lee.

From the county of Clinch, the Hon. Wm. S. Tomlinson.

From the county of Campbell, the Hon. Jas. J. Beall.

From the county of Camden, the Hon. William Bailey.

From the county of Chatham, the Hon's G. P. Harrison and George A. Gordon.

From the county of Chattahoochee, the Hon. J. S. Duncan.

From the county of Chattooga, the Hon. C. D. Black.

From the county of Charlton, the Hon. Owen K. Mizell.

From the county of Cherokee, the Hon's W. W. Worley and Joshua Roberts.

From the county of Clarke, the Hon's Thomas W. Walker and P. E. Moore.

From the county of Cobb, the Hon's M. C. Aubry and Ezekiel C. Harris.

From the county of Coffee, the Hon. John P. Wall.

From the county of Columbia, the Hon's Francis M. Fuller and G. M. Lazenby.

From the county of Colquitt, the Hon. Henry Gay.

From the county of Dade, the Hon. James W. Cureton.

From the county of Decatur, the Hon. Benjamin F. Powell.

From the county of DeKalb, the Hon. James J. Diamond.

From the county of Dougherty, the Hon. Adison E. Harris.

From the county of Dooly, the Hon. John H. Taylor.

From the county of Early, the Hon. Duncan J. Davis.

From the county of Effingham, the Hon. Lewis Grovensteiner.

From the county of Emanuel, the Hon. S. M. Fortner.

From the county of Elbert, the Hon. Willis Craft.

From the county of Franklin, the Hon. John W. Pruitt.

From the county of Fannin, the Hon. T. W. Fain.

From the county of Fayette, the Hon. John C. Brasswell.

From the county of Fulton, the Hon. John G. Westmorland.

From the county of Forsyth, the Hon's E. C. McAfee and George H. Julien.

From the county of Floyd, the Hon's J. W. H. Underwood and W. R. Webster.

From the county of Gilmer, the Hon. Joseph Pickett.

From the county of Glynn, the Hon. Jacob W. Moore.

From the county of Greene, the Hon's Robert L. McWhorter and Miles W. Lewis.

From the county of Gordon, the Hon's Henry H. McConnell and David B. Barrett.

From the county of Gwinnett, the Hon's G. H. Hopkins and E. J. McDaniel.

From the county of Habersham, the Hon. W. B. Shelton.

From the county of Hall, the Hon. James M. Chapman.

From the county of Hancock, the Hon's W. H. Brantley and D. W. Lewis.

From the county of Harris, the Hon's John Edwards and Henry C. Kimbrough.

From the county of Hart, the Hon. W. Myers.

From the county of Haralson, the Hon. K. Merchison.

From the county of Henry, the Hon's Jordan Johnson and Andrew W. Walker.

From the county of Houston, the Hon's Madison Marshall and William P. Gilbert.

From the county of Heard, the Hon. Joseph M. Lane.

From the county of Jackson, the Hon's C. F. Hardy and M. Mintz.

From the county of Jefferson, the Hon. R. P. Little.

From the county of Jones, the Hon. W. S. Moughon.

From the county of Jasper, the Hon. James M. Darden.

From the county of Laurens, the Hon. E. L. Holmes.

From the county of Liberty, the Hon. William Hughes.

From the county of Lincoln, the Hon. John L. Wilkes.

From the county of Lee, the Hon. John Batts.

From the county of Lowndes, the Hon. James Carter.

From the county of Lumpkin, the Hon's James E. Wood and James J. Findley.

From the county of Macon, the Hon. James D. Frederick.

From the county of Madison, the Hon. Willis Strickland.

From the county of Marion, the Hon. G. O. Davis.

From the county of McIntosh, the Hon. James M. Owen.

From the county of Montgomery, the Hon. Daniel McMillan.

From the county of Morgan, the Hon. Isham L. Fannin.

From the county of Monroe, the Hon's William N. Clarke and C. W. Battle.

From the county of Muscogee, the Hon's N. L. Howard and R. L. Mott.

From the county of Murray, the Hon. William Luffman.

From the county of Merriwether, the Hon's W. A. J. Phillips and F. Kendall.

From the county of Newton, the Hon's David T. White and S. W. Glass.

From the county of Miller, the Hon. Isham R. Sheffield.

From the county of Oglethorpe, the Hon's William D. Pittard and Archer Griffith.

From the county of Paulding, the Hon. W. E. McEver.

From the county of Pickens, the Hon. J. E. Price.

From the county of Pike, the Hon. John T. Hall.

From the county of Polk, the Hon. R. M. McGregor.

From the county of Pulaski, the Hon. R. F. Delamar.

From the county of Putnam, the Hon's E. Z. Terrell and William A. Reid.

From the county of Rabun, the Hon. M. F. Fincannon.

From the county of Randolph, the Hon's Thomas Coleman and B. G. Christy.

From the county of Richmond, the Hon's John Milledge and James T. Barton.

From the county of Sumter, the Hon's G. R. Harper and R. T. Hames.

From the county of Spalding, the Hon. William Crittenden.

From the county of Scriven, the Hon. Daniel E. Roberts.

From the county of Stewart, the Hon's B. L. Kimbrough and Nathaniel R. Halliday.

From the county of Troup, the Hon's John M. Harrington and B. H. Bigham.

From the county of Taliaferro, the Hon. William F. Holden.

From the county of Talbot, the Hon's William Smith and Lewis Wimberly.

From the county of Tatnall, the Hon. James B. Smith.

From the county of Taylor, the Hon. J. C. McCants.

From the county of Telfair, the Hon. John C. Daniel.

From the county of Terrell, the Hon. Samuel L. Williams.

From the county of Thomas, the Hon. Josiah J. Everett.

From the county of Towns, the Hon. S. J. Smith.

From the county of Twiggs, the Hon. Henry Faulk.

From the county of Union, the Hon. J. S. Fain.

From the county of Upson, the Hon. T. S. Sherman.

From the county of Washington, the Hon's R. B. Strange and Asa G. Braswell.

From the county of Walton, the Hon's L. B. Hays and George Hillyer.

From the county of Walker, the Hon. F. M. Young.

From the county of Warren, the Hon's Wiley Kitchens and J. M. Jones.

From the county of Ware, the Hon. William Guy.

From the county of Wayne, the Hon. Henry A. Cannon.

From the county of Wilkes, the Hon's J. T. Irwin and James H. Willis.

From the county of Whitfield, the Hon. Dickenson Taliaferro.

From the county of Wilkinson, the Hon. T. R. Conley.

From the county of Webster, the Hon. L. B. Causey.

From the county of Worth, the Hon. Henry O'Neal.

On motion of Mr. Harris, of Dougherty, the House proceeded to the election of Speaker, and the ballots being received and examined, it appeared that the Hon. John W. H. Underwood, of the county of Floyd, was duly elected.

Whereupon, on motion of Mr. Milledge, of Richmond, a committee consisting of Messrs. Milledge, Irwin, Lewis, of Greene, Smith, of Towns, and Diamond, of DeKalb, was appointed to inform him of his election, and request his acceptance of the same.

The committee having discharged the duty assigned them, reported the acceptance of the Speaker, who being conducted to the Chair, tendered his acknowledgments to the House.

On motion of Mr. Smith, of Towns, the House proceeded to the election of a Clerk. The ballots being received and examined, it appeared that Alexander M. Spear, Esq., of the county of Bibb, was duly elected.

The House proceeded to the election of a Messenger. The ballots being duly received and examined, it appeared that Jesse Oslin, of the county of Cobb, was duly elected.

The House then proceeded to the election of a Door Keeper, pending which, on motion of Mr. Harris, of Dougherty, the House took a recess until three o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, to-wit: the election of Door Keeper, when on receiving and examining the ballots, it appeared that D. T. Sumner, of the county of Emanuel, was duly elected.

On motion of Mr. Harrison, of Chatham, the House adjourned until to-morrow morning at nine o'clock.

THURSDAY, NOVEMBER 5th, 1857.

The House met pursuant to adjournment.

Mr. Luffman offered the following resolution, which was agreed to, viz :

Resolved, That the Clerk of the House be instructed to call on the Secretary of State, for the several bills passed at the last session of the General Assembly, amendatory of the Constitution of this State.

Mr. Luffman also offered the following resolution, which was likewise agreed to, viz :

Resolved, That editors and reporters of newspapers be permitted to occupy seats on the floor of the House of Representatives.

Mr. Luffman then offered the following resolution, which was agreed to, viz :

Resolved, By the House of Representatives, that the Rules of the last House of Representatives be adopted by this body, and that one hundred and seventy-five copies be printed for the use of this House.

Mr. Harris, of Dougherty, asked and obtained leave of absence on account of the extreme illness of his family.

Alexander M. Spear, Esq., of the county of Bibb, the Clerk elect, came forward and was duly qualified as such, by the Speaker.

On motion of Mr. Gordon, of Chatham, the Clerk was directed to inform the Senate that the House had elected the Hon. John W. H. Underwood, of the county of Floyd, Speaker, Alexander M. Spear, Esq., of the county of Bibb, Clerk, and that they were ready to proceed to business.

The following message was received from the Senate, through Mr. Terhune, their Secretary, viz :

Mr. Speaker :—I am directed by the Senate to inform the House of Representatives that they have organized by the election of the Hon. John E. Ward, Senator elect from the county of Chatham, as their President, and William B. Terhune, Esq., of the county of Floyd, as their Secretary, and are now ready to proceed to business.

The following Resolution was offered by Mr. McWhorter, of Greene, and agreed to, viz :

Resolved, That a committee of three be appointed by the Speaker, to meet a similar committee on the part of the Senate, to wait on the Governor and inform him that the two houses of the General Assembly are now organized, and are prepared to receive such communications as he may desire to make to them.

The following gentlemen were appointed by the Speaker a committee under the foregoing resolution, viz : Messrs. McWhorter, of Greene, Pickett, of Gilmer, and Harris, of Dougherty.

The following message was received from the Senate, by Mr. Terhune, their Secretary, viz :

Mr. Speaker :—I am directed by the Senate to inform the House of Representatives that they have agreed to a resolution to appoint a committee to join such committee as may be appointed by the House to wait upon his Excellency the Governor, and inform him that both branches of the General Assembly are now organized, and ready to receive any communication he may desire to make. The committee appointed by the Senate are Messrs. Harris, of Worth, Brown and Thomas.

On motion of Mr. Harrison, of Chatham, Mr. Milledge, of Richmond, was chosen Speaker, pro tem., by acclamation.

The committee appointed by the House to join a committee on the part of the Senate, and inform the Governor of the organization of the General Assembly, reported the performance of this duty, and that any communications which his Excellency the Governor might desire at present to make, would be presented by eleven o'clock, a. m., to-day.

Mr. Harrison, of Chatham, reported the following bill, which was read the first time, viz :

“A bill to be entitled an act to amend an act to require the State Printer to employ a competent reporter of the daily proceedings of both branches of the General Assembly, and for other purposes.

Mr. Hardeman, of Bibb, reported the following bill, which was read the first time, viz :

A bill to be entitled an act to amend an act entitled “an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction.” Approved March 5th, 1856.

The following message was received from the Governor, by Mr. deGraffenreid, his Secretary, viz :

Mr. Speaker :—I am directed by the Governor to deliver to the House of Representatives his biennial message with accompanying documents.

GOVERNOR'S MESSAGE.

EXECUTIVE DEPARTMENT,
MILLEDGEVILLE, GEORGIA,
November 5th, 1857. }

Fellow-Citizens of

The Senate and House of Representatives :

I feel that it is not a mere matter of form, that I am required by the Constitution to address to you this communication. Charged, as I have been for the last four years, with the administration of the State Government, and the execution of its laws, experience has taught me the grave responsibility of the executive office. Familiar, as I have learned to be, with the condition, the resources, the wants and prospects of the State, I trust I have some appreciation of the duties of the Legislature and of the momentous consequences that hang upon your deliberations. You hold in your hands the interests and weal of a great State—great, in the events which have signalized her past progress—great, in her elements of wealth and power—great, in the growing civilization which her intelligence and enterprise have achieved—and greater still, in the proud destiny that awaits her, if we prove true to ourselves and the mission committed to us. Inspired with the spirit of patriotism, may wisdom guide your deliberations, and the accomplishment of “the greatest good to the greatest number” crown all your actions.

You have but little to do with the past, save to scrutinize the conduct of your public servants, and hold them to a strict account for their stewardship. It is your delicate task to look to the future, and provide for the wants and circumstances which it may develop. It is my province to aid you, by such reflections and suggestions as my favorable position for observation, may enable me to commend to your consideration.

The service naturally arranges itself into two general divis-

ions. You must have correct information of the real condition of the Commonwealth; you ought to have proper conceptions of its wants. To the best of my humble ability, I will address myself to these two objects, as succinctly as possible.

I herewith transmit the Report of the Finance Committee, appointed by the Executive, under legal authority, from which you will learn the financial operations of the government, for the year 1856, together with the condition, at the time of their investigation, of the "Treasury," the "Penitentiary," the "Western and Atlantic Railroad," the "Lunatic Asylum," the "Asylum for the Deaf and Dumb," and the "Georgia Academy for the Blind." I also transmit the Report of the Treasurer for the financial years 1856 and 1857, from which it appears that the available balance on the 20th ultimo was \$53,717 66. All the liabilities of the State have been promptly met. At the close of the last fiscal year the public debt was \$2,632,722 22. The bonds issued under the act of December, 1845, to extend the Western and Atlantic Railroad, (in amount, \$125,500 00,) have all been redeemed; \$106,000 00, since the last session of the General Assembly, by funds remitted to the Treasury, by the Road, under the 5th section of the act of the 12th of January, 1852. I suggest the importance of reinstating the sinking fund of \$75,000, as provided for by the act of February 11th, 1851, to be set apart annually for the reduction of the public debt.

By reference to the Report of the Comptroller General, herewith transmitted, you will find several amendments recommended to be made to the tax laws, to which, without again enumerating them, I invite your special attention. Many of them are suggested by experience, and are necessary for the collection of all the revenue under existing law; others by the principles of justice, applicable to the subjects to which they relate. Appended to the report of this officer, in conformity to executive instruction, you will find schedules of all the taxable property, as returned by the several Receivers of returns for the present year. These tables are very interesting and important; showing the prosperity and increasing wealth of the State, and furnishing a safe guide to the General Assembly, in their efforts to equalize the burden of taxation upon her citizens. You will discover the great disparity in value, which is affixed to the several species of property in the several counties, by the tax payers. Some rate their negroes at \$100 less than others; and their lands, lying adjacent and in the same counties, at a far lower figure than their neighbors. It would be well to enquire into the expediency of fixing by law, at each session of the Legislature, the average value of slaves, for the ensuing year, with the view of uniformity in the tribute which slave owners are required to pay to support the government. It is well known

that large bodies of lands are owned in South-Western and Cherokee Georgia, by individuals who have granted them, for a nominal sum, under our reverting laws. In making their returns to the Receivers, in many instances, they value them at only or a little more than the cost of the grant fees; whereas, those same person would not sell their lands thus held, for ten, twenty or fifty times that sum. It would be proper, if practicable, to pass some law, by which such lands should be assessed according to their real value. Indeed, from an examination of the tables under consideration, it is obvious that many persons have returned the whole of their lands and negroes at valuations notoriously too low, compared with the prices for which such property readily sells at public sales. I submit whether it would not be proper and just, in all such cases, to make provision for assessors to be appointed, at the instance of the Receivers, to appraise property, when thus returned at an estimate, known to be less than the average market price of such property. That taxes should be equal, and every citizen bear his proper and just proportion of the burden of government, is of vast importance. I throw out these suggestions, with the view of eliciting such action as will secure that object.

In the midst of prosperity and remunerating prices for the products of agriculture, our banks have generally suspended specie payments, resulting in panic, broken confidence, and general stagnation in commerce. As the session of the General Assembly was so near at hand, and the suspension seemed to be necessary, as a measure of self defence against the heavy drafts upon their coin, to supply the demand for specie, at the North, I thought it prudent to withhold any action against them, as required by law, until the Legislature, in its wisdom, should have an opportunity of deliberating upon the matter, and directing what course ought to be pursued towards them. I therefore submit this whole subject to your consideration; and to enable you to act advisedly, I herewith transmit to you copies of the late returns of the various banks of Georgia, exhibiting their condition, made in pursuance of Executive proclamation. It is gratifying that these statements afford evidence of their solvency. Will you legalize their suspension and fix a day in the future, when they shall resume specie payments? As a general rule, it is safest to meddle as little as possible with the currency of the country. The laws of trade regulate it best. Hence, in view of the crisis that is upon us, complicated, as it is, with the interests of agriculture, and the price of its productions, it would seem to be wise to tolerate the suspension, in reference to all those institutions, which, upon examination, shall prove to be sound and solvent. It is not only legitimate, but the duty of the Legislature to investigate thoroughly the condition of the banks; to institute a diligent enquiry into their

mode of transacting business, and, by the use of all the powers—even to sending for persons and papers—which may be necessary to ascertain whether they have confined their operations strictly within their appropriate spheres, or whether they have embarked in speculations, by placing their funds in New York, to shave southern paper at a heavy discount, or in any other manner departed from the objects contemplated by their charters. It is due to the country that a full exposition be made; it is the only manner in which the public can be protected. If such abuses shall be detected, let the Legislature, in granting them tolerance in their present predicament, put them upon terms which will prevent their recurrence for the future.

I submit the annual Reports of the Superintendent of the Western and Atlantic Railroad, for the years 1856 and 1857. They exhibit this great State work to be in a prosperous condition, and just upon the eve of realizing the expectations in which it originated. They leave me but little to add, to enable you to understand its operations and judge of the fidelity of its management. Its gross earnings from the 30th September, 1853, to the 30th of September, 1857, which covers the four years of my administration, have been \$3,052,260.82. The working expenses of the road for the same period, have been \$1,329,411 51, and the net earnings \$1,722,849 31. How has this large amount of net profits been disposed of? Has it been squandered or applied to necessary expenditures? These are questions which should be answered to the satisfaction of the people, and when thus answered, the senseless clamor which is raised against the management of the road, for mere decency's sake, ought to cease. Then see how the account stands.

Net earnings for four years, \$1,722,849 31

Net earnings were disposed of as follows,
to-wit, for 1854:

Paid State Treasurer,	\$50,000 00
do. Interest on Bonds,	11,906 90
do. for new Locomotives,	24,211 65
do. do. Cars,	68,580 57
do. do. Buildings,	102,727 73
do. do. construction new track and iron, and right of way,	80,696 21

For 1855.

Paid State Treasurer,	\$100,000 00
do. Interest on Bonds,	15,536 30
do. for new Locomotives,	20,053 50
do. do. Cars,	44,141 81
do. do. Depot buildings,	13,290 09
do. for construction, right of way, Iron, and new track,	236,025 53

For 1856.

Paid	State Treasury,	\$43,500 00
do.	Interest on Bonds,	9,145 00
do.	for new Locomotives,	92,183 48
do.	do. Cars,	112,082 05
do.	do. Depot buildings,	42,988 90
do.	for construction, iron rails, and new track,	122,880 04
do.	for expenses incurred previ- ous to Jan., 1854, Tennes- see claims,	67,981 21

For 1857.

do.	State Treasurer,	\$100,000 00
do.	Interest on Bonds,	7,265 65
do.	for new Engines,	107,752 72
do.	do. Cars,	97,852 16
do.	do. Depot buildings,	52,062 96
do.	for construction, iron rails, new track,	100,047 91
		<hr/> \$1,722,949 31

Whether these expenditures were proper, is left for fair minded men to determine. They, at least, seem suited to the enterprise, and cannot be considered unreasonable, when it is recollected that the road is not even yet completed and thoroughly equipped for the annually increasing business; it is compelled to accommodate. At all events, it will scarcely be asserted by any, having a due regard for veracity, that the money has been either stolen or wasted. But these heavy expenditures will not be required hereafter. The time has come for the patience of the friends of the road to have its reward. I fully concur with the Superintendent, that henceforth, under proper management, it will pay into the State Treasury \$350,000 annually.

It may be suggested, however, that the mismanagement is not in the application of the net earnings, but in the expenses of maintaining and working the road. Let us see how the State Road compares, in this respect, with other roads in the State, what proportion the current expenses bear to the gross earnings. The gross earnings of the Georgia Railroad, for the last four years, were \$4,016,346 14; the expenses for working and maintaining it, for the same period, were \$1,848,617 02, or about 45 per cent. The gross earnings of the Macon and Western Road, for the four years, from December, 1852, to December, 1856, were \$1,290,445 00, and the working expenses for the same period, \$469,340 00, or 50½ per cent. The gross earnings of the Central Railroad, including the line from Gordon to Eatonton, from December first, 1853, to De-

ember 1st, 1856, and the line from Millen to Augusta, to the first of January, 1856, were \$4,697,269 68; and the current expenses for the same period, were \$2,219,043 17, or 47 $\frac{1}{4}$ per cent. These are confessedly the best managed company roads in Georgia. But the Western and Atlantic Railroad compares favorably with them, in reference to the point under consideration. Its gross earnings for the last four years, are \$3,052,260 82, and its working expenses, for the same period, \$1,329,411 51, or a little less than 43 $\frac{1}{2}$ per cent. It would seem that the country might afford to be satisfied, if the State Road be managed as cheaply as those of private companies. Certainly the fact is worthy of consideration, when its administration is branded with corruption and mismanagement.

The Atlantic and Gulf Railroad Company, chartered by the last Legislature, has been duly organized. The Board of Commissioners, designated in the charter, met in Milledgeville, on the 31st of March, 1856, and made necessary arrangements for opening books of subscription for stock at Milledgeville, and sundry other points in the State. On the 22d day of October, 1856, six of the said Commissioners submitted to me a list of subscribers, showing subscriptions to the amount of six hundred thousand dollars, and the amount subscribed by each, attested by their affidavit, that the subscribers so reported, will be fully able to pay up the sums subscribed by them, and that the subscriptions were *bona fide*. Whereupon, on the 26th October, 1856, by virtue of the second section of the act of incorporation, I subscribed for stock to the extent of \$500,000 00 in the name of the State of Georgia, and caused the subscription list to be deposited in the office of the Comptroller General. On the same day, the sum of \$1,100,000 00 being subscribed, I issued an order, as directed by the third section of the act of incorporation, for an election of nine Directors, to be held in Milledgeville, on the 4th day of December, 1856, under the superintendence of the Commissioners. They met accordingly, and elected James P. Scriven, William B. Hodgson, J. Stoddard, Hiram Roberts, W. H. Long, Charles J. Munnerlyn, J. R. Stapler, A. T. McIntyre and E. R. Young, as a Board of Directors, who elected James P. Scriven their President.

To enable the Legislature to understand clearly the condition of this important enterprise, in which the State has liberally embarked, by subscribing for one million of its stock, I herewith transmit a communication from James P. Scriven, its President, with the accompanying documents to which he refers. The fifth section of the act of incorporation provides that "no payment shall be made by the State, until the Savannah, Albany and Gulf Railroad Company and the Brunswick and Florida Railroad Company shall have relinquished any right which either of said Companies have or claim to in-

terfere with the location of said road, on account of any privileges granted in the charter of either of them." Such relinquishments have not been executed, and therefore, the enterprise cannot move forward. The documents referred to contain the fruitless negotiations between the parties in interest, touching the relinquishment required; and by careful examination, you will be enabled to determine who, if any one, is to blame for their failure. The intention of Georgia is declared in the charter to be "to provide a main trunk across her territory, connecting the Atlantic with the Gulf of Mexico." The object is worthy of a great State, and so important to her southern section, that I trust it may not be defeated, and that, in your wisdom, you will take such further action in the premises, as will secure its accomplishment.

On the subject of State aid to works of internal improvement, I have nothing to add to what I said in my last biennial message. In few words, my view of sound and safe policy, confirmed by mature reflection, is this: Georgia occupies the gap between the southern spur of the Alleghany mountains and the Atlantic. At an immense cost, she has constructed the Western and Atlantic Railroad, which taps the great west at Chattanooga; affords transportation for its products to the sea-board, and feeds the various roads which connect with its southern terminus at Atlanta. In chartering new railroads, the Legislature should never lose sight of the policy of protecting her State Road from ruinous competition; she should be careful not to cripple the efficiency of company roads, which have been built by private capital; she should preserve the symmetry of our system of internal improvements, so that, in its further development and growth to maturity, it shall, as a primary object, promote her own wealth, and the prosperity of her towns and seaports. Augusta, Savannah and Brunswick are the three points of commerce, at which the productions of our agriculture must find their market, and their door of exit to the marts of the world. The perfection of our internal improvement system, as well as the interests of agriculture, requires that each of these commercial points shall be connected, as directly as possible, with each section of the State, so that all our people may enjoy a choice of markets for the sale of their produce. The State may aid in the construction of lines of road projected in reference to such connections, upon guaranties of security that prevent the possibility of ultimate loss. Beyond this she ought not to go. As to the mode in which she should extend her aid, I prefer the loan of her credit for a given amount per mile, to a subscription for stock. By the former method she can secure herself by statutory lien upon the road and its appurtenances; whereas, by the latter, she must rely upon the success and profits of the enterprise. In chartering the Atlantic and Gulf Road, the last Legislature seemed to favor the

policy of taking stock, in aid of that work. I sanctioned the bill, not that I approved of that feature, but because it fell so clearly within the principle of the policy, in reference to State aid, which I advocate, and the road itself is of such immediate and paramount necessity to the southern portion of Georgia, that I deemed it better to yield my scruples on that score, than to defeat the noble enterprise.

I refer you to the report of the Principal Keeper, for information as to the condition of the Penitentiary. Since the first of January last, the cash system has been rigidly enforced, with results that fully justify it. I renew the recommendation to enlarge and repair thoroughly the buildings, or remove the Institution to some other point, at which material can be purchased cheaper, and the convicts worked more profitably. In its present condition it is disreputable to the State, unsafe and insecure as a place of imprisonment, and utterly incapable of being made to answer the purpose for which it was designed.

I submit the biennial report of the Trustees, Superintendent and Resident Physician of the Lunatic Asylum. That institution is among the most important enterprises in which the State has ever embarked—an honor to her philanthropy and liberality. The energy, zeal and adaptedness of the Resident Physician to the duties of his post, entitle him to the warmest commendation and confidence. As an act of mere justice, his salary should be increased.

The extension of the building is progressing rapidly to completion. I transmit the report of the building commissioners, showing their disbursements of the appropriation made by the last Legislature. Upon examination you will find that the amount will not be sufficient to pay the contractors. The deficit will be \$11,000. I recommend an immediate appropriation of that sum, in order to prevent delay, loss to the contractors and serious detriment to the interest of the State.

This amount will complete the edifice; but additional appropriations will be necessary to fit it up, for the use intended. It is constructed upon the most approved plan, with all the fixtures and apparatus which experience has demonstrated to be best adapted to the accommodation of such inmates, and in the end, most economical. The heating, ventilating and cooking apparatus, and wash house, will require \$23,500. The engine house, chimney, well, airducts, &c., will require \$13,000 00. These fixtures are absolutely indispensable. The gas works complete, for lighting the building, will require \$4,600 00. To alter, improve, cover and plaster with mastic, the old, to correspond with the new building, will require \$7,500 00. The aggregate of these appropriations will be but \$48,600 00. The report of the Building Commissioners will exhibit more fully these items and the reasons for their necessity. I cannot doubt but the means will be

promptly supplied. The Legislature has never disbursed money from the treasury which reflects so much credit upon the State. It awakens the pride of every liberal minded Georgian, and what is better still, it gives a retreat of comfort to the poor victims of affliction, who, by a mysterious Providence, have been deprived of reason, and affords a hope of their restoration to their families and to society.

In this connection it is submitted, that a reasonable amount should be appropriated for the compensation of the Building Commissioners. They have been engaged three years in this service; their duties have been responsible, and they have performed them faithfully and economically.

The claims of the "Academy for the Blind," and of the "Georgia Asylum for the Deaf and Dumb," will be laid before you by their respective reports herewith submitted. I cordially commend these benevolent Institutions to your fostering care.

Under the direction of the last General Assembly, providing for the survey of the Okefenokee Swamp, and for other purposes, I appointed Richard L. Hunter, Civil Engineer, to perform the service required by that act. The undertaking was arduous and hazardous, and has required his continued labor from the third of December, 1856, to the present time. Four months of the time were spent in the work of actual survey. The expenses of the survey, including cost of the scientific analysis of specimens of soil, were \$2,780 51, and paid out of the contingent fund; and he has received from the same fund, in part payment for his services, the sum of \$479.49. I herewith transmit the report of the Civil Engineer, and, looking to the hazard, the labor, the time consumed and the scientific skill required, I express the opinion, that he should receive the additional sum of \$3,500, as compensation for his services.

The last General Assembly appropriated \$7,500 for repairing the State House, and \$5,000 for repairing the Executive Mansion. Finding these sums wholly inadequate for the purpose designed, and that it would be almost lost to the State, without the use of a larger sum, I did not hesitate to draw upon the contingent fund for the deficit. By so doing, the repairs, as far as they go, are substantial, and the public buildings are in fair condition. The aggregate sum appropriated was \$12,500; the amount expended is \$15,394 81. The vouchers for the various sums paid out are filed in the Executive office, subject to your inspection. It should be observed that a part of this expenditure is not properly chargeable to repairs. In November, 1855, the stables, carriage house, bathing room and poultry house attached to the Mansion yard, were consumed by fire. These had to be supplied by new buildings, so that not more than \$5,000 have been expended in repairs proper, to the Executive dwelling. No ap-

appropriation will be required to pay for the excess of cost of repairs over and above the appropriation. Considerable new furniture for the Mansion, the Legislative Halls and the several Executive Departments was indispensable. This I have purchased, and you should make an appropriation to pay the bills. I have had the public square graded and enclosed with a substantial new fence. But the cost to the State is insignificant. The Penitentiary being overcrowded with convicts, who could not be profitably employed within its walls, this portion of the work has been performed by them. I trust it will meet the sanction of the Legislature. The condition of the public buildings is now such, that an annual appropriation of \$250 00, together with such work as can be conveniently done by the convicts, under the direction of the Governor, will preserve them, in good keeping, for an indefinite period. I recommend such an appropriation.

I renew the recommendation to remove the Arsenal, and, upon proper compensation to the respective denominations, the removal also of the Churches from the public square. These structures are real eye-sores, and will always be an obstacle to its permanent and tasteful ornament.

You will learn, by painful experience, that the Legislative Halls are too small for the comfortable accommodation of the Legislature. I renew the recommendation to enlarge the State House according to the plan submitted, by Messrs. Sholl and Fay, to the last General Assembly.

I recommend the repeal of the act of March 4th, 1856, equiring the State Printer to report and to furnish daily, to each Senator and Representative, a report of the proceedings of the General Assembly. That officer has made no preparation to execute this service. He is entitled to a vote of thanks for it. It will cost the State not less than \$60,000; an amount far beyond any benefit that may accrue to the public interest.

The State Library is gradually increasing in the number and value of its collections, under the annual appropriations wisely set apart for that purpose. I herewith transmit a catalogue of the books it contains, and respectfully recommend an increase of the salary of the Librarian.

The last General Assembly, by an act approved March 3d, 1856, authorized the Governor "*to employ a competent Surveyor, and have surveyed and sold, a vacant square of land in the city of Columbus, as the property of the State.*" James H. Hamilton, Esq., was duly appointed to perform this service; but being enjoined by the Mayor and Council, claiming it as the property of the city, I directed him to obtain a continuance of the cause, until the meeting of the Legislature, in order that the title might be investigated, and, if possible, save the expense of further litigation. I therefore, invite your attention to this subject.

It is ascertained that the Great Seal of the State has been counterfeited, and that forged grants of lands in Georgia are extant, authenticated by such seals. This, together with the fact that the Seal is stamped upon wax, and attached by tape to grants and other documents requiring such authentication, is cumbersome and inconvenient, and easily imitated, suggests the propriety of dispensing with the wax ball, and so altering it that the impression may be made on the paper.

I call special attention to the condition of the Numerical Land Books in the Executive Department. They are valuable to the State, and indispensable for the investigation of titles. But they are in a state of ruinous mutilation; the bindings broken and many pages entirely worn out or lost, so that they are incapable of being repaired. Several of them have been copied in elegant style, and when the work shall have been fully completed and compared, under the superintendence of the Governor, I would recommend that he be authorized to allow such compensation for them as he may consider adequate.

I would respectfully, but earnestly impress upon the Legislature, the justice of increasing the salaries of Judicial and Executive officers. They were fixed at a time of low prices. Now the expenses of living are at least fifty per cent. greater than they were then. The labors of these functionaries are onerous. They occupy their whole time, and for their efficient performance, require experience and cultivated mind. Is it right, that their compensation should afford but a meagre subsistence for their families? I hope I shall be pardoned for referring specially to the Governor's salary. I can speak of it from experience, and being about to retire, without the imputation of selfishness. I know that with the utmost economy compatible with tolerable gentility, he cannot spend less than \$5,000 annually. Looking to the Judges' salaries—what a pittance is left, after defraying their traveling expenses! No wonder our public men, allured by the attractions of Federal offices, turn away from those of the State. Is this just? Is it sound policy? Is it reputable to the character of Georgia, with a taxable wealth of six hundred millions? Reflect upon the expenses of the Clerkships of the two Houses of the Legislature. They swell to the enormous sum of \$35,000; equal to two-thirds of your appropriations for the "Civil Establishment." A suitable and much needed retrenchment in this single item, would enable you to pay adequate salaries to your Judicial and Executive officers. I submit these suggestions to your enlightened sense of justice.

In my last biennial message, I called the attention of the General Assembly to a proposition from the Governor of Florida, to suspend the suit in the Supreme Court of the United States, in relation to the boundary line between that State and this, with the view of endeavoring to settle the same.

versy by negotiation, and asked them "to adopt such measures as would enable the negotiation to be entered upon." But the Legislature adjourned without taking any action on the subject. I therefore, felt it my duty, knowing the friendly disposition of Georgia towards Florida, to open a correspondence with the Governor of the latter State, which resulted in a proposition by Governor Broome, "to adopt the terminal points of the present recognised line as the true terminal points of the boundary line, to be resurveyed, corrected and marked, provided it is shown by either party that the present line is incorrect." I accepted the proposition in the following words: "Of course my acceptance of your proposition can have no force, until ratified by the Legislature of Georgia. So far, however, as I am authorized, I accept it. But I have no power to appoint a surveyor, nor appropriation to defray the expense of resurvey. But the Legislature of Georgia will convene on the first of November, and I will submit the whole subject, with our correspondence, and cheerfully recommend them to take such action, as will enable my successor to bring the matter to a final termination. I entertain no doubt but the Legislature will promptly do so." It is proper to observe that the Governor of Florida, although content with its terminal points, is of the opinion that the present recognized line is imperfectly surveyed and marked and crooked. All that his proposition contemplates, besides agreeing to the terminal points, is that, that line shall be resurveyed and re-marked, provided it shall be shown by either party that it is imperfect. If true, it is the interest of both States, that the line should be correctly run, and well defined; and as Georgia is acting entirely on the defensive, not wishing to enlarge her territory at the expense of Florida, I promptly accepted the proposed basis of settlement, and respectfully submit the same for your favorable consideration. It is but justice to say, that, throughout the entire correspondence, the Governor of Florida exhibited the most amicable spirit, and the utmost respect for the feelings and rights of this State, all of which was most cordially reciprocated on my part.

Without entering into the argument, I renew the recommendation, for a geological survey of the State, so imperatively demanded by its vast undeveloped agricultural and mineral resources. The expense of such a work is absolutely insignificant, compared with its beneficial results. Will the Legislature continue to refuse encouragement for the improvement of the soil? Shall we never see the day, when science shall direct the enterprise of the husbandman, and explore the treasures of our mountains.

The necessity of revising and amending the militia laws, so as to render them efficient, for the purpose designed, has so often been presented to the General Assembly, without

eliciting favorable action, that I feel as if I am obtruding upon your consideration an unwelcome theme, by renewing the subject. But such, in the judgment of the Executive, is the magnitude and importance of the object, that I venture again to invite special attention to it. The military power is the right arm of the government. We depend upon it to enforce the civil laws of the land, if resisted by numbers sufficient to require its interposition, to crush insurrection and repel invasion. A standing army is repugnant to the character of our government, and therefore, a citizen soldiery is our only reliance, for all the emergencies which may call for the employment of military force. Are our liberties worth preserving? Are our civil rights and institutions sufficiently valuable to be maintained and defended? Ours being the only government on earth that recognizes the equality and sovereignty of the people, it is despised by despots, who watch with hopeful anxiety, the opportunity for successful assault, and with evident gratification, every symptom of fatal civil discord. Can it be expected then, that we are to enjoy a perpetual reign of peace and that our career to greatness and renown will be unimpeded by the shock and calamities of war? Our territory stretches from the Atlantic to the Pacific, and from Lake Superior to the Gulf of Mexico. Our population is increasing with unexampled rapidity; our interests are diversified and conflicting, the social institutions of the South differ from those of the North, and they are relentlessly assailed by the abolitionists, whose policy, if triumphant, will drive us from the Union, or to the more terrible degradation of submission to their aggressions. Shall we lie supinely upon our backs, and "hug the delusive phantom" of peace and fraternity? Shall we make no preparation for self defence and self preservation, when every year brings nearer to our doors the assassin and incendiary? I am sufficiently hopeful of the future. I would not sketch exaggerated pictures of our prospect. I would not too readily anticipate the horrors of the storm and the tempest. But if history be true, the past leads us to expect difficulties, and the voice of patriotism and wisdom admonishes us to prepare for them. Even now our political horizon is draped in clouds, and the deep mutterings of discontent are heard from one extreme to the other of the Union. Sooner than we suppose, we may be forced to defend our rights and honor by the courage of our people and the strength of our arms. Are we ready? On the contrary, we have almost no organized military force. Our militia laws are disregarded. Scarcely a district in the State is properly officered. Our people are unarmed and untaught in the art of war. The effective military strength of the State is not and cannot be ascertained under existing laws. I respectfully submit to the Legislature, whether this state of things ought to be permitted longer to exist? Is it

compatible with the honor and dignity of the State? Is it not fearfully hazardous to our safety within and from without? Is it not in truth, an invitation for aggression? What is the remedy? We must have a thorough militia organization, with such regulations as will render the system capable of enforcement. We must have a sufficient number of men, trained in military tactics to officer the forces of the State. The Georgia Military Institute (whose report is herewith submitted,) is rapidly supplying this desideratum, and therefore, it should be fostered by the Legislature with the utmost liberality. We ought to have a well organized and drilled volunteer corps in every county in the State; and therefore, the formation of companies should be encouraged. This may be effectually done, by exempting from military duty, except in time of war, invasion or insurrection, all between the ages of eighteen and forty-five years, who may have served, for seven years continuously, in any company. The military spirit should be fostered. This may be done by raising and setting apart a fund to defray the expenses of an annual military encampment at such time and place as the Commander-in-Chief may order. Such convocation will give uniformity in drill, secure the enforcement of discipline, cultivate fraternal feeling among the corps and in some degree inure them to the usages and hardships of the field. Such a fund as may be required for the purpose can be raised by substituting a small commutation tax, in lieu of actual military duty, in time of peace, at the option of the citizen. Our people, liable to perform military service, ought to be furnished with arms. It is vain to rely upon the pittance doled out by the General Government, under the act of Congress for arming the militia of the United States. The supply from this source is inadequate to furnish even the few volunteer companies scattered over the State. Hence, the Legislature should either make an annual appropriation for this purpose or establish an Armory, for the manufacture of arms. The latter, it is believed, will prove the more efficient, and in the end, the more economical. I earnestly invoke your favorable consideration of this important branch of the public service.

It is needless to adduce argument to convince intelligent men of the educational wants of Georgia. It is demonstrated by the fact, that there are many thousand adults in our midst who can neither read nor write, and as many poor children who must be forever debarred the blessings of education, in consequence of the poverty of their parents; by the great deficiency of teachers to supply the demand in almost every section of the State; by the character of our political institutions, which are based upon the assumed capacity of the people for self government; by the fact that too many of our children are sent to distant States for education, where they are liable to imbibe doctrines hostile to our peculiar social or-

ganization, and are surrounded by influences calculated to impart an anti-southern tone to their sentiments and feelings; by the crime that burdens our criminal dockets, and levies its thousands of tribute upon the earnings of honest industry, to support paupers and prisons; by the violence and corruption that desecrate the ballot box, at all our popular elections; by the exhaustion of the soil, under a system of agriculture that glories in excluding the application of scientific principles. I am aware that education, to be effective, must command the zeal and appreciative energies of the parents of each succeeding generation. I am equally aware that the establishment of any general scheme will require in the end, a large expenditure of money. But, as it may not be accomplished in a day or a year, so the entire amount need not be appropriated at once. It must be a work of time, and its fruits gathered through successive years of patience and toil. But shall this be an argument for postponing indefinitely its commencement? Is it not rather an incentive to speedy action, stimulated by the promptings of patriotism and philanthropy? But the obligation of the Legislature rests upon special grounds. The Constitution is mandatory. ARTICLE IV. Section XIII. declares that "The arts and sciences shall be promoted in the establishment of one or more seminaries of learning, and the Legislature *shall*, as soon as conveniently may be, give such further donations and privileges to those already established, as may be necessary to secure the objects of their institution; and it *shall* be the duty of the General Assembly, at their next session (that is, the next session after the adoption of the Constitution,) to provide effectual means for the improvement and permanent security of the funds and endowments of such institutions." What has been done to carry into effect this clause of your Constitution? How little? It has reference mainly to the State University, which had been chartered in 1785. Hence, it is obvious, that it is the *sworn* duty of the General Assembly, to place our State University upon the footing contemplated by its wise and patriotic founders, or in other words, "give it such donations and privileges as may be necessary to secure the objects of its institution." Indeed, the whole subject of education is confided to the General Assembly, with the *positive injunction* to such action as may be proper to supply the wants of the State. That contracted policy which is ever standing at the door of the Treasury, with a flaming two-edged sword, is but little better than moral treason to the Constitution, which, for more than half a century, has been pleading for conformity on the part of those who swear to obey. Education is the friend of the State. It will elevate the people. It will diminish crime and the expense of executing the laws. It will prize out the poor from the mire into which innocent poverty has sunk them, and place them on an intellectual

equality with the favored sons of fortune. It will dig from the mine many an unpolished gem, to glitter in the crown of cultivated society. It will stimulate enterprise, and direct its energies to profitable objects. It will dignify labor, and open new channels for capital. It will disinter the mineral wealth of the State, and add millions to the productions of agriculture. It will bring into the field of science an array of mind that will adorn our escutcheon, and dazzle the world by its achievements. In a word, Georgia must fail of her great mission, without the adoption of a wise and comprehensive educational policy. Away, then, with that narrow stinginess which begrudges a dollar to such a cause, while it is often wasteful of thousands, upon objects that possess little or no merit. Go forward boldly, firmly, liberally, to meet the wants of the State. Adjust your scheme to the character of our population. Apply to the task your wisest deliberations. Impart to it the element of self-vindication and self-support. Make it simple in its details, and dependent, for its success and growth, upon the voluntary support of the people.

Can such a system of common school education be devised? What has been accomplished in other States, can be done here. Upon so delicate and difficult a subject, I present the outline of a plan with diffidence. But I make the venture for what it is worth, hoping that it may, at least, prove suggestive of something better.

1. Authorize each county, at its option, to be divided into common school districts of such dimensions that children can walk from their several boundaries to the school houses, to be located in the centers.

2. Let each district be clothed with the power of self-taxation, and the appointment of a Treasurer.

3. Let each district, by public meeting, annually to be held, declare what sum they are willing to raise for common school purposes therein, to be collected by taxation, as the State tax is now collected by law, and to be paid over to the district Treasurer.

4. Upon the report of the district Treasurer to the Executive, of the amount actually collected, let the Governor be authorized to draw his warrant on the State Treasury for a like sum, to be paid to the said district Treasurer, which, together with the money thus collected by voluntary taxation, shall constitute a common school fund for such district, for the year for which it may be intended.

5. Let the common school district Treasurer be required to give bond and security, under the approval of the Inferior Court of the county, for the faithful application of the fund, and to make annual returns to the Inferior Court, on the first Monday in January, in each year, accompanied with vouchers for his disbursements.

The advantages of this plan are palpable. First, it is sim-

ple. Secondly, it addresses itself to the voluntary action of the people of each district—if they wish a school they can have it; if they do not, it will not be forced upon them. Thirdly, this appeal to the voluntary principle, will beget thought and debate, so that if rejected at first, truth will finally prevail, and the system be adopted; it will therefore prove to be a growing, self-vindicating, self-sustaining system. Fourthly, it meets the objection which is so formidable, that, in some sections, the population is so sparse that the common school system is impracticable. It is intended to operate only where there are inhabitants, and even then, alone upon the condition, that they are willing and ready to do their part towards it. Lastly, the absence of school privileges will no longer deter immigration to destitute regions. This plan will invite immigration, and thus soon fill up the uninhabited districts.

It may be thought that the adoption of such a system will at once create a demand for money which the State Treasury cannot meet. That it will require a considerable sum of money is obvious; but not so much as to deter from the experiment. It will not be adopted in every county of the State at first, much less by every school district. Many will not have the population; many will reject it, for years, until they have discussed it thoroughly, and risen to a proper appreciation of education; many more, either from inability or disinclination, will impose on themselves a very light tax. Therefore, the amount called for from the State Treasury will, in the infancy of the system, be comparatively small. Besides, in this particular form, it need not be perpetual. When it shall have diffused population and the blessings of education over the State, it can be modified as experience may show to be necessary. The great desideratum for the present, is to arouse our people to the importance of the subject. When this shall have been accomplished, they will not stop to weigh dollars and cents against education.

But this, or any other system of education cannot be carried into effect, without a vast increase of the corps of teachers. How can the requisite number be supplied? The mode is simple, if the Legislature will respond to the promptings of a liberal spirit. We have several denominational Colleges in Georgia, founded by private enterprise. Why should not the Legislature endow an Agricultural Professorship in one of each denomination, upon the condition that it will educate gratuitously, a specified number of young men, in each Congressional District, to be selected as the Legislature may direct, who shall pledge themselves to teach a given number of years after their graduation, in the District from which they were selected? This will rapidly supply educated teachers, native born, and sympathizing with Southern interests and institutions.

As an additional means of obtaining native teachers, let the State educate, at her own expense, in the State University, one young man from each county of the State, to be chosen by the Inferior Court thereof, and to be pledged to teach a given number of years, in the county from which he shall have been chosen. This will very soon supply the deficiency, and render us independent of those itinerant adventurers from other States, who are too often hostile to our peculiar institutions.

But our necessities do not stop here. We need a University proper. Such, its founders designed our State College to be; and the Constitution, as I have shown, has made it obligatory on the General Assembly to carry that design into effect. When young men have been graduated, whither can they resort, if they desire to pursue a course of study in the advanced sciences? Finding no suitable institution for such purposes, at home, they are compelled to go abroad, or to abandon their high and laudable aspirations. The consequence is, that most of our educated men, greatly to the detriment of the Commonwealth, plunge into politics, as the only path to distinction, or permit their cultivated powers to rust in inglorious ease.

That this or some other scheme for the object indicated, should be adopted, is obvious to all who reflect upon the educational wants of the State. In deed, past attempts demonstrate the hold which the subject has upon the public mind. It seems, however, that they have all been baffled by the idea that the pecuniary means cannot be furnished. But this difficulty will vanish from the mind, if the resources and increasing wealth of the State be duly estimated. As a Georgian, I am proud to believe that she is able to accomplish whatever she dare attempt, if the object be worthy of her renown, and within the competency of patriotic energy and enterprise.

Touching our Federal relations, the Executive is in possession of no information, that does not meet the eye of every close observer of passing events. We have no indication of any abatement of abolition hostility to the institution of southern slavery. The signs of the times forebode the same excitement, for the future, which has disturbed the harmony of the Union, for the last twenty-five years. Reckoning Delaware, which we may safely do, as virtually a non-slaveholding State, the equilibrium between the North and the South in the Senate of the United States, is already permanently destroyed. This inequality will be rapidly increased by the accession of the many new States to be formed, in quick succession, from the public domain. What then, is the future security of the South? It is scarcely to be hoped for, in the Constitutional guaranties, which the South has a right to claim; for the free soil sentiment, already in the ascendancy,

and totally regardless of constitutional obligations, will be still more potent and maddened into more intolerable insolence, by the consciousness of power. It is, therefore, a painful truth, that, in the present aspect of affairs, our surest ground of security is to be found in a political organization, which, for the sake of the Union, will respect our rights. Such an organization now exists. It is composed of the South and a large portion of the people of the North, who, whilst a majority of them differ from us on the abstract question of slavery, yet co-operate with us, in maintaining our rights. So long as it can preserve its ascendancy, we may expect security. But how fickle and unstable is such a reliance! How humiliating to feel that the Constitution, in its purity, has ceased to be the bulwark of our safety! It is hoping almost against hope, to expect such an organization to stand against the growing strength of abolition fanaticism. Our friends in the non-slaveholding States are annually becoming weaker, and, in view of the large number of non-slaveholding States which must be carved out of the Territories, they must inevitably fall, at last, and leave the South in a minority to fight her own battles. Who can say how soon these events may not be precipitated upon us? Fanaticism, like the tides of the Ocean, never rests; but, unlike the tides of the Ocean, it never ebbs. It will roll on to triumph unless it be baffled by a united South, resolved to preserve her rights or die in the struggle. Let such unanimity be encouraged and promoted. As for Georgia, she has taken her position. We will plead the Constitution as long as there is hope; we will co-operate with our Northern friends, as long as by such organization, we can preserve our rights; we will cling to the Union, as long as it shall shelter us from aggression. But if all these fail, and we be compelled to choose between dishonor, and the alternative of the "Georgia Platform," we will face the storm, with the unflinching firmness of the martyr's courage.

In closing this communication, and retiring from the Executive office, I avail myself of the occasion to express my unfeigned gratitude for the confidence reposed in me, by the people of Georgia. That I may have committed errors, I readily admit; but, conscious of having endeavored to discharge my duties faithfully, I cheerfully commit my administration to the verdict of impartial history, and earnestly invoke Heaven's richest blessings upon my native State.

HERSCHEL V JOHNSON.

On motion of Mr. Irwin, of Wilkes, the biennial message of the Governor was taken up and read.

Mr. Diamond, of DeKalb, offered the following resolution which was taken up, read and agreed to, viz:

Resolved, That three hundred copies of the Governor's biennial message, and two hundred copies of the accompanying documents be printed for the use of the House.

The following message was received from his Excellency, the Governor, through Mr. deGraffenried, his Secretary.

Mr. Speaker:—I am directed by the Governor to transmit to this branch of the General Assembly several communications in writing.

The same were, on motion of Mr Smith, of Towns, taken up and read. They are as follows, to-wit:

EXECUTIVE DEPARTMENT, }
Milledgeville, Georgia, November 5th, 1857. }

I return to the House of Representatives, in which it originated, an act to lease or remove the Penitentiary of the State of Georgia, which was reported to me for Executive approval, too late for me to communicate my objections thereto, before the adjournment of the last General Assembly.

The title of the act is variant from its body. Its title is "to lease or remove the Penitentiary, &c," whereas, the body of the enrolled bill, as reported to me, provides only for the "lease."

Again, the enrolled bill is not a true copy of the engrossed bill. The latter contains three sections, the last of which is entirely omitted in the enrolled act, as reported to me.

I may add that I am inflexibly opposed to leasing the Penitentiary, both upon the score of humanity and principle. Its convicts, for the time being, are properly the bondsmen of the State. There is some dignity in being enslaved to the sovereignty for the violation of its laws. But I deprecate the additional degradation of making the unfortunate convicts the hired slaves of a lessee—bound to serve him for gain. Besides I have capital doubts of the power of the Legislature to change, without their consent, the relation which the convicts bear to the State, as her prisoners. They were sentenced to hard labor in the Penitentiary, or to such other place as the Governor may direct. This is part of the condition of their sentences of conviction. Can the Legislature change the solemn judgments of the Courts? It certainly cannot in matters involving the rights of property. It seems to me the rights of person ought to be guarded with equal sacredness. Impressed by these views, I declined to approve the bill under consideration, and respectfully refer it back to the source in which it originated.

HERSCHEL V JOHNSON.

EXECUTIVE DEPARTMENT, }
 Milledgeville, Georgia, November 5th, 1857. }

To the General Assembly:

Upon the general suspension of specie payment by the banks, applications came from almost every section of the State from Tax Collectors, for direction as to the funds they should receive in payment of the public revenue. Not being authorized by law to instruct them to take the bills of suspended banks, and appreciating the difficulty of obtaining specie, by the tax-payers, I felt it to be my duty to direct the Tax Collectors to suspend the further collection of taxes, until the meeting of the General Assembly, and issued to them on Executive order to that effect, based upon the seventh section of the act of December 25th, 1821. I refer this subject to your consideration and suggest that you should immediately dispose of it, by giving such direction as the circumstances require. Delay may so far retard the collection of taxes for the present year as to embarrass the Treasury.

HERSCHEL V JOHNSON.

EXECUTIVE DEPARTMENT, }
 Milledgeville, Georgia, November 5th, 1857. }

I herewith transmit to the House of Representatives the following acts of the last General Assembly, to-wit:

1st. "An act to authorize Ephriam Young, of the county of Telfair, to peddle in the county of Telfair and Montgomery, and Richard B. Dickson, of the county of Clark, to peddle in the county of Clark; also Henry Stewart, of the county of Catoosa, to peddle in the county of Catoosa without paying license.

2d. An act to appoint an additional number of Trustees for the "Washington Academy," in the county of Gwinnett."

These acts were not presented to me for Executive sanction in time to communicate my objections to them prior to the adjournment of the Legislature.

I could not approve them, because they were not signed by the President of the Senate, as required by the Constitution of this State.

HERSCHEL V JOHNSON.

Mr. Gordon, of Chatham, offered the following resolution, which, on motion, was taken up, read and agreed to, viz:

Resolved, That the Clerk be directed to inform the Senate that the House will be pleased to receive them at three and a half o'clock, this afternoon, in the Representative Hall, for the purpose of counting out, adding up and consolidating the votes polled for Governor at the last election.

On motion of Mr. Hardeman, of Bibb, the House adjourned until three o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Lewis, of Greene, reported a bill to be entitled "an act to authorize the Tax Collectors of this State, to receive in payment of the taxes of the citizens of the same, for the year 1857, the bills of certain banks herein designated, and for other purposes herein enumerated. This bill was read the first time.

The following message was received from the Senate by Mr. Terhune, their Secretary, viz:

Mr. Speaker :—I am directed by the Senate to inform the House of Representatives, that they have agreed to a resolution bringing on certain elections therein specified, and ask their concurrence.

The same was, on motion, taken up and read.

Mr. Hillyer, of Walton, moved to concur in this resolution, but the motion was lost.

The hour of 3½ o'clock, p. m., having arrived, the President and members of the Senate attended in the House of Representatives and the General Assembly proceeded to examine and count out the votes returned from the several counties of this State for Governor, and, on counting and consolidating the same, it appeared that the Hon. Joseph E. Brown had received fifty-seven thousand and sixty-seven, and that the Hon. Benjamin H. Hill had received forty-six thousand two hundred and ninety-five votes. The Honorable Joseph E. Brown having received a majority of the whole number of votes given in, he was therefore, declared duly elected Governor of Georgia for the ensuing two years.

The President and members of the Senate then withdrew, and the House, on motion of Mr. Schley, of Burke, adjourned until 9 o'clock, to-morrow morning.

FRIDAY, NOVEMBER 6th, 1857.

The House met pursuant to adjournment.

Mr. Diamond, of DeKalb, moved to reconsider so much of the Journal of yesterday as relates to the refusal of the House to concur in the resolution of the Senate to bring on certain elections therein mentioned. The motion to reconsider prevailed.

Mr. Harrison offered the following resolution which was taken up, read and adopted, viz:

Resolved, That a committee of five be appointed by the Speaker to join such committee as may be appointed on the part of the Senate, to wait upon the Hon. Joseph E. Brown and inform him of his election as Governor of this State, and request his acceptance of the same.

The committee appointed by the Speaker under the foregoing resolution consists of Messrs. Harrison, Lewis, of Hancock, McLean, Hardeman and Irwin.

Mr. Harrison introduced the following resolution which was taken up, read and agreed to, viz:

Resolved, That, a committee of five be appointed to join such committee as may be appointed on the part of the Senate to make suitable arrangements for the inauguration of the Governor elect, and to invite distinguished individuals to attend the same.

The committee appointed by the Speaker consists of Messrs. Gordon, Howard, Sprayberry, Kenan and Crittenden.

On motion, the Clerk was ordered to communicate the foregoing resolution to the Senate immediately.

Mr. Hughes, of Liberty, introduced a resolution to allow each of the State House officers a clerk during the present session, which was read.

Mr. Shelton reported a bill to be entitled an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of Habersham county, which was read the first time.

Mr. Kenan introduced a bill to be entitled "an act to repeal an act passed the 4th of March, 1856, entitled 'an act to require the State Printer to employ a competent Reporter of the daily proceedings of both branches of the General Assembly and for other purposes. This bill was read the first time.

The following bills were read the second time, and committed for a third reading.

A bill to be entitled an act to amend an act to require the State Printer to employ a competent Reporter of the daily proceedings of both branches of the General Assembly, and for other purposes.

A bill to be entitled "an act to amend an act entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction. Approved, March 5th, 1856.

A bill to be entitled "an act to authorize the Tax Collectors of this State to receive, in payment of the taxes of the citizens of the same, for the year 1857, the bills of certain banks herein designated, and for other purposes. This bill was, on motion, referred to a select committee consisting of Messrs. Howard, Gordon, Boggess, Lewis, of Greene, and Irwin.

Mr. Gordon offered the following resolution, which was taken up, read and agreed to, viz:

Resolved, That the Hall of the House of Representatives be, and it is hereby tendered to A. A. H. Dawson, Esq., for the purpose of delivering an address in favor of the Mt. Vernon Association, on Saturday evening, inst.

On motion of Mr. Hillyer, of Walton, the rules were suspended, and the resolution of the Senate to bring on certain elec-

tions on Saturday, the 7th, inst., was taken up, read and after having been so amended as to strike out that portion which related to the election of a Director of the State Bank, was concurred in, and the Clerk ordered to communicate the same to the Senate immediately.

The following message was received from the Senate by Mr. Terhune, their Secretary, viz:

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that Messrs. Harris of Worth, Dawson, Harris of Merriwether, and Spalding, have been appointed a committee to join a like committee on the part of the House, to wait upon the Hon. Joseph E. Brown, and inform him of his election as Governor of the State of Georgia for the next ensuing two years, and to request his acceptance of the same; also to know of him at what hour he will be prepared to meet the General Assembly to take the oath of office.

The committee appointed on the part of the House to wait upon the Hon. Joseph E. Brown, in connection with a similar committee on the part of the Senate, and inform him of his election as Governor of Georgia, request his acceptance and ascertain at what time he would be prepared to meet the General Assembly to take the oath of office, reported by their chairman, Mr. Harrison, the performance of their duties; the acceptance of the Hon. Joseph E. Brown, and that he would meet the General Assembly at the hour of twelve, m., to-day, for the purpose of taking the oath of office.

The House, on motion of Mr. Harrison, took a recess until 11½ o'clock.

11½ O'CLOCK, A. M.

The House again convened and, on motion, the Clerk was directed to inform the Senate that the House of Representatives are now ready to receive them in their Chamber for the purpose of proceeding with the inauguration of the Governor elect, which duty being performed, at 12 o'clock, m., the President and members of the Senate attended.

The Governor elect was introduced by the Joint Committee, attended by the State House officers, the Judges of the Supreme Court, Reporter and Clerk, the Judges of the Superior Courts, members of Congress, Ex-Governors and other distinguished visitors and citizens, when he addressed the General Assembly and took the oath prescribed by the Constitution of the State. The Governor, attended by the Committee, having withdrawn, the President and members of the Senate repaired to their Chamber.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they have concurred in the resolution bringing on certain elections, as amended by the House.

The House then adjourned until to-morrow morning at nine o'clock.

SATURDAY, NOVEMBER 7th, 1857.

The House met pursuant to adjournment.

The House took up the report of the committee on the bill to be entitled an act to amend an act to require the State Printer to employ a competent Reporter of the daily proceedings of both branches of the General Assembly, and for other purposes.

The same was, on motion, indefinitely postponed.

The House took up the report of the committee on the bill to be entitled "an act to amend an act entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, approved March 5th, 1856.

The report was agreed to.

The bill was read the third time and passed.

The bill to be entitled an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of Habersham county, was read the second time and committed for a third reading.

The bill to be entitled an act to repeal an act passed 4th March, 1856, entitled an act to require the State Printer to employ a competent Reporter of the daily proceedings of both branches of the General Assembly, was read the second time and ordered to be engrossed for a third reading.

The House took up the resolution authorizing the State House Officers to employ a Clerk in their several departments during the present session of the Legislature, which was lost.

Mr. Irwin offered the following resolution, which was read, viz:

Resolved, By the General Assembly that both branches convene this day at 12 m., in the Representative Hall, to proceed to the election of a United States Senator, Judge of the Supreme Court and a Director for the "Bank of the State of Georgia."

On motion of Mr. Irwin, the rules of the House were suspended, and the foregoing resolution taken up.

Mr. Lewis, of Greene, proposed to amend the same, by striking out the words "United States Senator," and, upon

this motion required the yeas and nays to be recorded. There are yeas 43 nays 92.

Those who voted in the affirmative are Messrs:

Barton,	Hames,	Mintz,
Bell,	Harper,	Moore of Clark,
Bigham,	Harrington,	Mott,
Causey,	Holden,	Phillips,
Clarke,	Holmes,	Roberts of Scriven,
Cumbie,	Howard,	Sherman,
Curenton,	Johnson,	Smith of Talbot,
Darden,	Kendall,	Terrell,
Davis of Marion,	Kimbrough of Har-	Tomlinson,
Edwards,	ris,	Walker of Clarke,
Fannin,	Lewis of Greene,	Walker of Henry,
Fredrick,	Lewis of Hancock,	White,
Fuller,	McGregor,	Williams,
Glass,	McMillian,	Wimberly.
Grovensteine,	Milledge,	

Those who voted in the negative are Messrs:

Awtry,	Harris of Cobb,	Moore of Glynn,
Bailey,	Harrison,	Moughon,
Barrett,	Hays,	Myers,
Batts,	Hillyer,	Neal,
Black,	Hines,	Oneal,
Boggess,	Holliday,	Owens,
Brassell,	Hopkins,	Pickett,
Carter,	Hughes,	Pittard,
Christy,	Irwin,	Price,
Coleman,	Jones,	Pruett,
Conley,	Julian,	Reid,
Craft,	Kenan,	Roberts of Cherokee,
Crittenden,	Kimbrough of Stew-	Sheffield,
DeLamar,	art,	Shelton,
Diamond,	Kitchens,	Smith of Coweta,
Duncan,	Lane,	Smith of Towns,
Embry,	Lee,	Sprayberry,
Everett,	Lewis of Calhoun,	Strange,
Fain of Fannin,	Little,	Strickland,
Fain of Union,	Luffman,	Taliaferro,
Fincannon,	Marshall,	Taylor,
Findley,	Mattox,	Wall,
Fullmore,	McAfee,	Webster,
Gay,	McCants,	Westmoreland,
Gilbert,	McConnell,	Wilkes,
Gordon,	McDaniel,	Willis,
Graham,	McDonald,	Wood,
Griffith,	McEver,	Worley,
Guy,	McLean,	Wright,

Hall,
Hardy,

Harkness,
Merchison,

Mizell,
Young.

So the motion to amend was lost.

The following bills were reported and read the first time,
viz :

Mr. Bigham reported a bill to be entitled an act to incorporate the "Western Baptist Association," and to amend the charter of the "Southern Female College of LaGrange."

Mr. Pickett reported a bill to be entitled an act to establish a general school system; to create a fund for the same; to lay off the State into school districts, and to repeal the poor school law, and for other purposes.

On motion, one hundred and sixty copies of this bill were ordered to be printed for the use of the House.

Mr. Moore reported a bill to be entitled an act to change the times of holding the Superior Courts for the Brunswick Circuit.

Mr. Fulmore reported a bill to be entitled an act to submit the question of the removal of the county site of Cass county from its present location, to the legal voters of said county, and for other purposes therein specified.

Mr. Westmoreland reported a bill to be entitled an act to aid and encourage the construction of the Georgia Air Line Railroad, on certain conditions therein named.

On motion, one hundred and fifty-five copies of the same were ordered to be printed for the use of the House.

Mr. Julian reported a bill to be entitled an act to compensate Grand and Petit Jurors for the county of Forsyth, and for other purposes.

Mr. McCants reported a bill to be entitled an act to change the line between the counties of Macon and Taylor.

Mr. Powell reported a bill to be entitled an act to provide for the election of a County Treasurer for the county of Decatur, by the qualified voters of said county.

Mr. Lewis, of Hancock, reported a bill to be entitled an act to make the Governor of the State, for the time being, the President of the Board of Trustees of the University of Georgia, and for other purposes therein named.

Mr. Little reported a bill to be entitled an act to compensate the Petit Jurors of the county of Jefferson, and to authorize the Inferior Court of said county to assess such additional tax as may be necessary for that purpose.

Mr. Bigham reported a bill to be entitled an act to declare and define the duties of the Governor in relation to the banks in Georgia, which have suspended specie payments since the first day of June, A. D. 1857.

Mr. Pruitt reported a bill to be entitled an act to repeal an act entitled an act to change the county lines between the counties of Cass and Gordon, and between Gordon and Mur-

ray, and other counties therein named, and for other purposes. Approved March 6, 1856.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives, that they have concurred in the resolution of the House, bringing on certain elections therein specified.

On motion of Mr. Smith, of Towns, the order of the House for the printing of two hundred copies of the reports of the Finance Committee of the present year, and Superintendent and Treasurer of the Western and Atlantic Railroad, was rescinded.

Mr. Lewis, of Greene, offered the following resolution, which was read, viz:

Resolved, That a committee, to be called the Committee on Consolidation, be appointed by the Speaker, as one of the standing committees of the House, whose duty shall be to consider all such bills as can be conveniently and consistently passed together, and that all such bills as are capable of being so consolidated, be referred to said Committee.

On motion, the rules were suspended, and the foregoing resolution agreed to.

Mr. Moore, of Clark, presented the memorial of Sanford Johnson, which was read and on motion, referred to the Committee on Petitions.

Mr. Diamond reported a bill to be entitled an act to authorize the State Treasurer to make certain advances, which was read the first time.

The following message was received from the Governor by Mr. Campbell, his Secretary:

Mr. Speaker:—The Governor has signed the resolution, bringing on the election of a United States Senator, Judge of the Supreme Court, and Director for the State Bank of Georgia, and has caused the same to be filed in the Secretary of State's office.

Mr. Price reported a bill to be entitled an act to change the line between the counties of Gilmer and Pickens, which was read the first time.

Mr. Wall reported a bill to be entitled an act to change the residence of Benjamin R. Philips, of the county of Irwin, to the county of Coffee, which was read the first time.

Mr. Craft reported a bill to be entitled an act to provide compensation for the Sheriff of Elbert county for certain services therein specified, which was read the first time.

Mr. Powell reported a bill to be entitled an act to amend the first section of an act to compensate the Grand and Petit Jurors of the county of Decatur, approved February 27, 1856, which was read the first time.

Mr. Cannon reported a bill to be entitled an act giving the

election of County Treasurer of the county of Wayne, to the legal voters of said county, which was read the first time.

Mr. Oneal reported a bill to be entitled an act to require all persons owning lands in the county of Worth to return and pay taxes on such lands in said county, which was read the first time.

The hour of 10, a. m., having arrived, the Clerk was directed to inform the Senate that the House was ready to proceed to the election of State House Officers, United States Senator and a Judge of the Supreme Court.

The President and members of the Senate were then received, and the General Assembly proceeded first to the election of Secretary of State. Upon counting the ballots, it appeared that E. P. Watkins, of the county of Baldwin, had received a majority of all the votes given in, and was therefore, declared duly elected to said office for the two years next ensuing.

The election of Comptroller General being next in order the General Assembly proceeded to ballot therefor, whereupon it appearing that Peterson Thweatt, of the county of Baldwin, had received a majority of all the votes given in, was declared duly elected for said office for the two years next ensuing.

The balloting then took place for Surveyor General, and James A. Green, of the county of Baldwin, having received a majority of all the votes given in, was declared duly elected to said office, for the two years next ensuing.

The election for Treasurer being next in order, the General Assembly proceeded to ballot for the same. Upon counting the ballots, it appeared that John B. Trippe, of the county of Baldwin, had received a majority of the whole number of votes given in. He was therefore, declared duly elected Treasurer for the two years next ensuing.

The General Assembly then proceeded to the election of United States Senator. It appearing that the Honorable Robert Toombs, of the county of Wilkes, had received a majority of all the votes given in, he was declared duly elected United States Senator for six years from the 4th of March, 1859.

The election of Judge of the Supreme Court being next in order, the General Assembly proceeded to ballot therefor. It appeared, upon counting up the ballots, that the Hon. Joseph Henry Lumpkin had received a majority of all the votes given in. He was therefore, declared duly elected Judge of the Supreme Court for the term of six years next ensuing.

The General Assembly next proceeded to the election of a Director for the State Bank of Georgia, and it appearing upon counting up the ballots, that R. B. Young, Esq., of the county of Chatham, had received a majority of all the votes given in, he was declared duly elected to said office, for the next ensuing two years.

The Senate then withdrew to their Chamber, and the House, on motion, adjourned until 10 o'clock, Monday morning.

MONDAY, NOVEMBER 9th 1857.

The House met pursuant to adjournment.

Mr. Hughes of Liberty, moved to reconsider so much of the Journals of Saturday as relates to the refusal of the House to agree to a resolution authorizing the State House officers to employ a clerk in each of their departments, during the present session of the Legislature, which motion was lost.

Mr. Smith of Towns, moved to amend the Journals of Saturday, in such manner as to instruct the State Printer to omit the republication of those documents accompanying the biennial message of the Governor, which have been printed and paid for by Executive order.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker :—I am directed by the Senate to inform the House of Representatives that the Honorable John E. Ward, President of the Senate having obtained leave of absence for a few days, they have made choice of the Hon. Wm. M. Brown of the county of Marion, as their President, *pro. tem.*

The following bills were reported and read the first time, viz :

Mr. Kenan offered a bill to be entitled an act to increase the salaries of the Executive and of the Judges of the Supreme Court, Judges of the Superior Courts and Solicitors, and to locate the sittings of the Supreme Court at Milledgeville.

Mr. Boguess offered a bill to be entitled an act to aid and encourage the construction of the Savannah, Griffin and North Alabama Railroad on certain conditions therein named.

Mr. Gordon reported a bill to be entitled an act to refund to John M. Cooper, of Chatham county, Trustee of E. M. Quandock and children, the amount of a double tax erroneously assessed.

Mr. Gordon also reported a bill to be entitled an act to amend the 3d section of an act to repeal an act entitled an act to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah, and to compel Justices of the Peace and Constables of the county districts in the county of Chatham, to be residents of the districts of which they are elected, assented to 21st Dec. 1835, so far as the civil jurisdiction of the Justices of the Peace for the first, second, third and fourth districts Georgia Militia in the city of Savannah are

concerned, assented to 17th February, 1854. And also, to amend an act to regulate the trial of slaves and free persons of color within the limits of the city of Savannah, assented to 17th December, 1847. And also an act to give to magistrates within the corporate limits of the city of Savannah the right to hold their courts more than one day in each term.

Mr. Black reported a bill to be entitled an act to provide for the compensation of Grand and Petit Jurors of the Superior Court of the county of Chattooga.

Mr. Powell reported a bill to be entitled an act to change the line between the counties of Decatur and Baker, so as to include the residence of, and certain lots of land belonging to James G. Oliver, (now in the county of Baker) in the county of Decatur.

Mr. Powell also reported a bill to be entitled an act to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the Superintendents, Clerks and those who consolidate the returns of elections of said county for their services.

Mr. Moore reported a bill to be entitled an act to lend the aid of the State of Georgia to the Macon and Brunswick Railroad Company, upon the conditions therein named.

On motion, two hundred copies of the same were ordered to be printed for the use of the House.

Mr. Lewis, of Green, reported a bill to be entitled an act to change the line between the counties of Green and Taliaferro.

Mr. Battle reported a bill to be entitled an act to incorporate Hilliard Male Institute in Monroe county, and to appoint trustees for the same.

Mr. Strickland offered a bill to be entitled an act to authorize Robert Patton of the county of Madison, to practice medicine and charge for the same.

Mr. Phillips reported a bill to be entitled an act to legalize interest upon open accounts.

Mr. Price of Pickens offered a bill to be entitled an act to compell persons owning lands in the county of Pickens to pay tax for said lands in said county.

Mr. Luffman offered a bill to be entitled an act to abolish imprisonment for debt, except in certain cases therein mentioned.

Mr. Barrett reported a bill to be entitled an act for the protection of minor children and for other purposes.

Mr. Lewis of Hancock, reported a bill to be entitled an act to amend an act to incorporate the Canton Mining Company of Georgia, approved December 17th, 1855.

Mr. Hillyer offered a bill to be entitled an act to regulate the mode of appointments and number of subordinate and assistant Clerks in the Senate and House of Representatives of the General Assembly of Georgia.

Mr. Coleman offered a bill to be entitled an act for the relief of John Atwell.

Mr. Barton reported a bill to be entitled an act to incorporate the "Vigilant Hose Company."

Mr. Fain of Union, reported a bill to be entitled an act to legalize the marriage of Eli Dillinger and Elizabeth Smith of the county of Union. Also, a bill to be entitled an act for the relief of Rebecca Lance of the county of Union, and for other purposes therein mentioned.

Mr. Griffeth offered a bill to be entitled an act to compensate Petit Jurors in the county of Oglethorpe, and to provide for the payment of the same.

Mr. Sheffield offered a bill to be entitled an act to compensate the Grand and Petit Jurors of the county of Miller, and to provide for the payment of the same.

Mr. Harrington offered a bill to be entitled an act to alter and change the county line between the counties of Harris and Troup, so as to include the residence of Alexander F. Kendrick of the county of Harris in the county of Troup.

Mr. Cannon of Wayne, reported a bill to be entitled an act to empower the Justices of the Inferior Court, or a majority of them, of Wayne county, to levy an extra tax for Court House purposes.

Mr. Smith of Towns, reported a bill to be entitled an act to authorize the building, opening and constructing a railroad from some point in the county of Rabun, at or near the town of Clayton, connecting with the North-Eastern railroad or any other railroad that may be built through said county, running down the valley of the Little Lighttower, in the county of Towns, and through the counties of Union and Fannin to the Tennessee or North Carolina line, in the direction of the Duck Town Copper Mines, and grant corporate powers and privileges to the same, and for other purposes therein mentioned.

On motion of Mr. Kenan, the Hon. James M. Wayne, associate Justice of the Supreme Court of the United States, was tendered a seat on the floor of the House of Representatives during his stay in this city.

On motion of Mr. Kenan, a committee of three was appointed to invite Judge Wayne to a seat.

The committee consisting of Messrs. Kenan, Hillyer and Jones of Warren, presented Judge Wayne to the Speaker, when he took his seat.

The special committee, to whom was referred a bill to be entitled an act to authorize the Tax Collectors of this State to receive in payment of the taxes of the citizens of the same for the year 1857, the bills of certain banks herein designated and for other purposes herein enumerated, reported the same back to the House, and recommended its passage with certain amendments. The report was received and the bill was

on motion, recommitted. The same was then made the special order for to-morrow morning

On motion of Mr. Harrison, the House adjourned until 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Milledge reported a bill to be entitled an act to amend the militia laws of this State, and to provide for a full return of the effective militia strength of this State.

The same was read the first time, and on motion of Mr. Reid of Putnam, one hundred and sixty copies thereof were ordered to be printed for the use of the House.

The following standing committees of the House were announced by the Speaker, viz:

On Petitions.—Diamond of DeKalb, Wright of Crawford, Tomlinson of Clinch, Schley of Burke, Cumbie of Baker, Finley of Lumpkin, Crittenden of Spalding, Roberts of Scriven, Williams of Terrell, Taliferro of Whitfield, Causey of Webster, Taylor of Dooley, Brasswell of Fayette, Myers of Hart and Davis of Early.

On Consolidation of Bills.—Lewis of Greene, Hillyer of Walton, Kenan of Baldwin, Jones of Warren, Diamond of DeKalb.

Agriculture and Internal Improvement.—Westmoreland of Fulton, Boggess of Carroll, Hardeman of Bibb, Pruett of Franklin, Moore of Glynn, Pickett of Gilmer, Myers of Hart, Lewis of Hancock, Bigham of Troup, Smith of Towns, Hardy of Jackson, Chapman of Hall, Price of Pickens, Cauley of Wilkinson, Pittard of Oglethorpe and Fulmore of Cass.

On Military Affairs.—Milligan of Richmond, Harrison of Chatham, Hardeman of Bibb, Kenan of Baldwin, Kimbrough of Stewart, Sheffield of Miller, Owen of McIntosh, Strickland of Madison, Harris of Cobb, Wall of Coffee, McEver of Palding, Walker of Henry, Finley of Lumpkin, Reid of Putnam and O'Neal of Worth.

On the Judiciary.—Irwin of Wilkes, Kenan of Baldwin, Lewis of Hancock, Smith of Coweta, Sprayberry of Catoosa, Fain of Union, Hillyer of Walton, Bigham of Troup, Fannin of Morgan, Bailey of Camden, Craft of Elbert, Luffman of Murray, Everett of Thomas, Jones of Warren and Guy of Ware.

On Manufactures.—McLean of Burke, Carter of Lowndes, Julien of Forsyth, Neal of Cass, Embry of Carroll, Lewis of Calhoun, Lee of Clay, Curenton of Dade, Brantley of Hancock, Kimbrough of Harris, Marshall of Houston, Merchi-

son of Houston, Darden of Jasper, Frederick of Macon and Davis of Marion.

On Public Education.—Lewis of Hancock, Pickett of Gilmer, Brasswell of Washington, Sherman of Upson, Daniel of Telfair, Fincannon of Rabun, DeLamar of Pulaski, Willis of Wilkes, McWhorter of Greene, Barrett of Gordon, Hopkins of Gwinnett, Roberts of Cherokee, Kitchins of Warren, Smith of Tattnall, Wimberly of Talbot, Walker of Clarke, Glass of Newton and James M. Owen of McIntosh.

On Finance.—Smith of Towns, Barton of Richmond, Pruitt of Franklin, Pickett of Gilmer, Moore of Clarke, Lane of Heard, Hardeman of Bibb, Cannon of Wayne, Harrington of Troup, Batts of Lee, Holmes of Laurens, Little of Jefferson, Mintz of Jackson, Graham of Appling, McCantz of Taylor, and Lewis of Greene.

On Banks.—Gordon of Chatham, Irwin of Wilkes, Lockett of Bibb, Milledge of Richmond, Powell of Decatur, Mott of Muscogee, Hughes of Liberty, Julian of Forsyth, Lewis of Greene, Strange of Washington, McConnell of Gordon, Monghon of Jones, Webster of Floyd, Bigham of Troup and Kenan of Baldwin.

The House took up the report of the committee on the bill to be entitled an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert of Habersham county.

The report was agreed to, when on motion of Mr. Harrison, the bill was referred to the Judiciary Committee.

The House took up the report of the committee on the bill to be entitled an act to repeal an act passed the 4th of March, 1856, entitled an act to require the State Printer to employ a competent reporter of the daily proceedings of both branches of the General Assembly, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the second time and committed for a third reading, to wit:

A bill to be entitled an act to authorize the State Treasurer to make certain advances.

A bill to be entitled an act to submit the question of removal of the county site of Cass county from its present location, to the legal voters of said county, and for other purposes therein specified.

A bill to be entitled an act to incorporate the "Western Baptist Association," and to amend the charter of the "Southern Female College of LaGrange."

A bill to be entitled an act to change the time of holding the Superior Courts of the Brunswick Circuit.

A bill to be entitled an act to make the Governor of the State, for the time being, the President of the Board of Trustees of the University of Georgia, and for other purposes therein named.

A bill to be entitled an act to provide for the election of a county Treasurer of the county of Decatur, by the qualified voters of said county.

A bill to be entitled an act to change the line between the counties of Macon and Taylor.

Mr. Lewis of Hancock, presented the memorial of the "Southern Central Agricultural Society." The same was on motion, referred to the committee on Agriculture and Internal Improvement, and two hundred copies thereof ordered to be printed for the use of the House.

Mr. Milledge offered the petition of Daniel Mahoney, relative to compensation for certain services rendered by him, which was, on motion, referred to the committee on petitions.

The following bills were read the second time and referred, under a resolution of the House, to the committee on consolidation, to wit:

A bill to be entitled an act to compensate Grand and Petit Jurors for the county of Forsyth, and for other purposes.

A bill to be entitled an act to repeal an act entitled an act to change the lines between the counties of Cass and Gordon, and between Gordon and Murray, and other counties therein named, and for other purposes. Approved March 6th, 1856.

The following bills were read the second time and committed for the third reading, to wit:

A bill to be entitled an act to change the line between the counties of Gilmer and Pickens.

A bill to be entitled an act to change the lines between the counties of Macon and Taylor.

A bill to be entitled an act to change the residence of Benjamin R. Phillips of the county of Irwin to the county of Coffee.

A bill to be entitled an act to provide compensation for the Sheriff of Elbert county, for certain services therein specified, and

A bill to be entitled an act giving the election of county Treasurer of the county of Wayne, to the legal voters of said county.

The bill to be entitled an act to aid and encourage the construction of the Georgia Air Line Railroad, on certain conditions therein named, was read the second time and referred to the committee on Internal Improvement.

The bill to be entitled an act to create and establish a General School System, to create a fund for the same; to lay off the State into School districts; to repeal the Poor School Law, and for other purposes therein named, was read the second time, and referred to the committee on education.

The bill to be entitled an act to declare and define the duties of the Governor in relation to the Banks in Georgia, which have suspended specie payments since the first day

of June, 1857, was read the second time and referred to the committee on banks.

The bill to be entitled an act to compensate the Petit Jurors of the county of Jefferson, and authorize the Inferior Court of said county to assess such additional tax as may be necessary for that purpose, was read the second time and referred to the Judiciary Committee.

Mr. Cannon offered the following resolution, which was read, to wit:

Resolved, That a committee of five be appointed by the chair, whose duty it shall be to inquire into the question of the number of assistants necessary for the Clerk of this House, and to report such measures as in their judgment will best subserve the public interests.

On motion, the rules were suspended, when the foregoing resolution was taken up and agreed to:

The committee appointed by virtue of the same, consists of Messrs. Cannon, Howard, McLean, Hillyer and Hardeman.

The House then, on motion, adjourned until 10 o'clock tomorrow morning.

TUESDAY, NOVEMBER 10th, 1857.

The House met pursuant to adjournment

The following message was received from the Senate, through Mr. Terhune, their Secretary:

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they have passed the following bills, viz:

A bill to be entitled an act to repeal an act passed and approved March 4th, 1856, to employ a competent Reporter of the proceedings of both branches of the General Assembly, and cause a copy of the same each day to be furnished each Senator and Representative.

Also a bill to be entitled an act for the relief of Jeremiah Gafford of the county of Stewart, and others therein named.

On motion of Mr. Hardeman, one hundred and sixty copies of the standing committees of the House were ordered to be printed for the use of the same.

The following message was received from the Senate through Mr. Terhune, their Secretary, viz:

Mr. Speaker:—The Senate has agreed to a resolution, bringing on the election of State Printer, to which they ask the concurrence of this branch of the General Assembly.

The following committees were announced by the Speaker:

On the State of the Republic.—Pickett, Harrison, Critten-

den, Irwin, Lewis of Greene, Hillyer, Kenan, Barrett, Christy, Bell, Harris of Dougherty, Lazenby, Holden, Kendall, Wood, Black, Fain of Fannin, and Worley.

On the Penitentiary.—Faulk, Awtry, Gilbert, Battle, Brasell, Harkness, McGregor, Shelton, Smith of Talbot, Coleman, Duncan, Martox, Terrell, McDonald and Holliday.

On Enrollment.—Hardeman, Kirby, Phillips, McMillan, M. Afee, Mizell, Harper, Howard, Hames, Wilkes, McDonald, Glass, Fain of Union, Lane and Fannin of Morgan.

On Journals.—Crittenden, Clarke, Edwards, Fortner, Fuller, Griffith, Hall, Grovensteine, Gray, Hays, Holden, Hines, Johnson, White and Young.

On Public Printing.—Boggess, Griffith, Brantley, Daniel, Kitchens, Wood, Mott, Kendall, McLean, Price, Roberts, Young, Schley, Christy and Craft.

On Lunatic Asylum.—Wilkes, Westmoreland, Lewis of Hancock, Harrison of Chatham, Bartow, Pickett, Howard, Shelton, Bigham, Harris of Dougherty, Sprayberry, Bailey, Moore of Clarke, Diamond, Smith of Towns, and Harrington.

On Deaf and Dumb Asylum.—Webster, Reid of Putnam, McCanty, Wilkes, Westmoreland, Milledge, Taliferro, Harris of Cobb, Worley, Luffman, Moore of Clarke, Pittard, Hays, Lewis of Greene, and Mintz.

The House took up the report of the committee on the bill to be entitled an act to authorize the Tax Collectors of this State to receive, in payment of the taxes of the citizens of the same, for the year 1857, the bills of certain banks herein designated, and for other purposes herein enumerated, which was made the special order for to-day.

The report was amended and agreed to.

The bill was read the third time and passed as amended.

The Clerk was directed to transmit the same to the Senate without delay.

The House took up the report of the committee on the bill to be entitled an act to change the times of holding the Superior Courts of the Brunswick Circuit.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the "Western Baptist Association," and to amend the charter of the Southern Female College of LaGrange.

The report was agreed to.

The bill was read the third time and passed.

The House went into Committee of the Whole. (Mr. Lewis, of Hancock, in the chair,) on the bill to be entitled an act to authorize the Treasurer to make certain advances.

On motion of Mr. Irwin, the committee arose and reported the same back to the House without amendment.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to provide for the election of a County Treasurer for the county of Decatur, by the qualified voters of said county.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act giving the election of County Treasurer of the county of Wayne to the legal voters of said county.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to provide compensation for the Sheriff of Elbert county, for certain services therein specified.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to make the Governor of the State, for the time being, the President of the Board of Trustees of the University of Georgia, and for other purposes therein named.

The report was agreed to.

The bill was read the third time and passed.

The House took up the Senate resolution bringing on the election of State Printer at the hour of 12 m., to-morrow.

On the question of concurring in the same, Mr. Bigham required the yeas and nays to be recorded.

There are yeas 75, nays 64.

Those who voted in the affirmative are Messrs:

Awtry,	Griffith,	McEver,
Biley,	Guy,	McLean,
Barrett,	Hall,	Mizell,
Batts,	Hardy,	Moughon,
Black,	Harkness,	Myers,
Bogges,	Harris of Cobb,	Neal,
Brassell,	Hays,	Pickett,
Carter,	Hillyer,	Pittard,
Christy,	Holliday,	Powell,
Coleman,	Hopkins,	Pruett,
Conley,	Hughes,	Reid,
Craft,	Irwin,	Roberts of Cherokee,
Crittenden,	Jones,	Sheffield,
DeLamar,	Julian,	Shelton,
Diamond,	Kimbrough of Stew-	Smith of Coweta,
Everett,	art,	Smith of Towns,
Fain of Union,	Kirby	Strickland,

Faulk,	Lockett,	Taylor,
Findley,	Lushman,	Webster,
Fortner,	Marshall,	Westmoreland,
Fullmore,	McAfee,	Wilkes,
Gay,	McCants,	Wood,
Gilbert,	McConnell,	Worley,
Gordon,	McDaniel,	Wright,
Graham,	McDonald,	Young.

Those who voted in the negative are Messrs:

Barton,	Harper,	Merchison,
Battle,	Harrison,	Milledge,
Bell,	Harrington,	Moore of Clark,
Bigham,	Hines,	Mott,
Brantley,	Holden,	Oncal,
Braswell,	Holmes,	Owens,
Cannon,	Howard,	Phillips,
Causey,	Johnson,	Price,
Cumbie,	Kenan,	Roberts of Scriven,
Curenten,	Kendall,	Schley,
Daniel,	Kimbrough of Har-	Sherman,
Darden,	ris,	Smith of Talbot,
Davis of Marion,	Kitchens,	Sprayberry,
Edwards,	Lazenby,	Strange,
Embry,	Lee,	Taliaferro,
Fain of Fannin,	Lewis of Greene,	Tomlinson,
Frederick,	Lewis of Hancock,	Walker of Clarke,
Fuller,	Little,	Walker of Henry,
Glass,	Mattox,	White,
Grovensteine,	McGregar,	Williams,
Hardeman,	McMillian,	Wimberly,
Hames,	McWhorter,	

So the resolution was concurred in.

On motion of Mr. Pickett, the rules were suspended, when he reported a bill to be entitled an act for the relief of John W. Griffith, of the county of Gilmer, which was read the first time.

Mr. Pickett also reported a bill to be entitled an act to lend the aid of the State to the Elijay Railroad Company upon the conditions therein mentioned, which was read the first time, when the House adjourned until three o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The following bills were read the second time and committed for the third reading, viz:

A bill to be entitled an act to require all persons owning lands in the county of Worth to return and pay taxes on such lands in said county.

A bill to be entitled an act to increase the salaries of the Executive and of the Judges of the Supreme Court, Judges of the Superior Courts and Solicitors, and to locate the sittings of the Supreme Court at Milledgeville.

A bill to be entitled an act to aid and encourage the construction of the Savannah, Griffin and North Alabama Railroad, on certain conditions therein named, was read the second time and referred to the Committee on Internal Improvement.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker:—I am directed by the Senate to inform the House of Representatives that they have passed the bill to be entitled an act to give the consent of the State of Georgia to a purchase made by the United States of America, of certain land on Blythe Island, for the purpose of establishing a Navy Yard thereon, and to cede jurisdiction over the same.

The rules were suspended, and the bill set forth in the foregoing message was taken up and read the first time.

A bill to be entitled an act to refund to John M. Cooper, of Chatham county, Trustee of E. M. Quanbock and children, the amount of a tax erroneously assessed, was read the second time, and ordered to be engrossed for a third reading.

The following bills were read the second time and committed for a third reading, viz:

A bill to be entitled an act to provide for the compensation of Grand and Petit Jurors of the Superior Court of the county of Chattooga.

A bill to be entitled an act to abolish imprisonment for debt, except in certain cases herein mentioned.

A bill to be entitled an act to legalize interest upon open accounts.

A bill to be entitled an act to incorporate Hilliard Male Institute in Monroe county, and to appoint trustees for the same.

A bill to be entitled an act for the protection of minor children, and for other purposes.

And a bill to be entitled an act to amend an act to incorporate the Canton Mining Company of Georgia, approved December 17th, 1855.

The following bills were read the second time and referred under the rules of the House to the Committee on Consolidation, viz:

A bill to be entitled an act to change the line between the counties of Decatur and Baker, so as to include the residence of, and certain lots of land belonging to James G. Oliver, (now in the county of Baker,) in the county of Decatur.

A bill to be entitled an act to compensate the Grand and Petit Jurors of the county of Miller, and to provide for the payment of the same.

A bill to be entitled an act to compensate Petit Jurors in the county of Ogelthorpe and to provide for the payment of the same.

A bill to be entitled an act to change the line between the counties of Green and Taliaferro.

A bill to be entitled an act to alter and change the county line between the counties of Harris and Troup, so as to include the land and residence of Alexander F. Kendrick, of the county of Harris, in the county of Troup.

The following bills were read the second time and ordered to be engrossed for the third reading, viz :

A bill to be entitled an act to authorize Robert Patten, of the county of Madison, to practice medicine and charge for the same.

A bill to be entitled an act to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the Superintendents, Clerks, and those who consolidate the returns of elections of said county, for their services.

The following bills were read the second time and committed for a third reading, viz :

A bill to be entitled an act to incorporate the "Vigilant Hose Company."

A bill to be entitled an act to compel persons owning lands in the county of Pickens to pay tax for said lands in said county.

A bill to be entitled an act for the relief of John Atwell.

A bill to be entitled an act for the relief of Rebecca Lance, wife of Samuel R. Lance, of the county of Union, and for other purposes therein mentioned.

A bill to be entitled an act to legalize the marriage of Eli Dellinger and Elizabeth Smith, of the county of Union.

A bill to be entitled an act to empower the Justices of the Inferior Court, or a majority of them, of Wayne county, to levy an extra tax for court house purposes.

A bill to be entitled an act to amend the third section of an act entitled an act to repeal an act entitled an act to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah, and to compel Justices of the Peace and Constables of the country districts in the county of Chatham to be residents of the districts of which they are elected, assented to Dec. 21st, 1835, so far as the civil jurisdiction of the Justices of the Peace for the first, second, third and fourth districts, Georgia Militia, in the city of Savannah are concerned, assented to 17th February, 1854.

And also to amend an act to regulate the trial of slaves

and free persons of color within the limits of the city of Savannah, assented to 17th December, 1847.

And also an act to give to Magistrates within the corporate limits of the city of Savannah, the right to hold their Courts more than one day in each term.

The bill to be entitled an act to authorize the building, opening and constructing a railroad from some point in the county of Rabun, at or near the Town of Clayton, connecting with the North-Eastern Railroad, or any other railroad that may be built through said county, running down the valley of the little Hightower, in the county of Towns, and through the counties of Union and Fannin to the Tennessee or North Carolina line in the direction of the Duck Town Copper Mines, and to grant corporate powers and privileges to the same, and for other purposes therein mentioned, was read the second time and referred to the committee on Internal Improvement.

Mr. Hardy, of Jackson, offered the memorial of J. J. Flournoy, which, on motion was referred to the Committee on Petitions.

The bill to be entitled an act to regulate the mode, appointment and number of assistant Clerks in the Senate and House of Representatives of the General Assembly of Georgia, was read the second time and referred to the Committee on Clerks.

The following bills of the Senate were read the first time, viz:

A bill to be entitled an act to repeal an act passed and approved the 4th March, 1856, authorizing the State Printer to employ aid to report and have printed for each Senator and Representative, a copy of the daily proceedings of each day.

And a bill to be entitled an act for the relief of Jeremiah Gafford, of the county of Stewart, and others therein named.

The following bills of the House were reported and read the first time, viz:

Mr. Milledge reported a bill to be entitled an act to alter and amend the 8th section of an act passed 14th December, 1811, so far as relates to drawing jurors in Justices' Courts by the Justice or Justices residing in each Captain's district, in conjunction with the commanding officer of said district.

Mr. Hughes reported a bill to be entitled an act to amend an act assented to February 17th, 1854, entitled an act to secure a preference to persons in possession, in applications for grants under the laws pertaining to head rights.

Mr. Sprayberry reported a bill to be entitled an act to compensate witnesses attending Justice Courts in the county of Catoosa, and to compensate Justices of the Peace in said county for certain services therein named.

Mr. Fain, of Union, reported a bill to be entitled an act to amend an act entitled an act to limit the lien of judgments

rendered in any of the Courts of this State, approved January 22d, 1852.

Mr. McDaniel reported a bill to be entitled an act to repeal the sixth section of an act entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Juries of the several counties of this State, approved February 26th, 1856.

Mr. Cumbie offered the following resolution which was read, viz:

Resolved, That a committee consisting of seven be appointed by the Speaker, to whom all petitions and applications for the organization of new counties shall be referred.

The same was, on motion, taken up and agreed to.

On motion of Mr. Pickett, of Gilmer, Mr. Smith, of Towns, was added to the Committee on Education.

The House then adjourned until to-morrow morning at ten o'clock.

WEDNESDAY, NOVEMBER 11th, 1857.

The House met pursuant to adjournment.

Mr. Law of Heard moved to reconsider so much of the Journal of yesterday as relates to the concurrence of the House in relation to the resolution of the Senate, bringing on the election of State Printer, at the hour of 12 m. to-day.

Upon this motion, Mr. Diamond, required the yeas and nays to be recorded. There are yeas 79, nays 67.

Those who voted in the affirmative are Messrs :

Barrett,	Grovensteine,	McMillan,
Barton,	Hardeman,	McWhorter,
Battle,	Hames,	Milledge,
Batts,	Harper,	Mintz.
Bel,	Harrison,	Mott,
Bigham,	Harrington,	Neal,
Black,	Hines,	Oneal,
Brantley,	Holden,	Owens,
Cannon,	Holliday,	Phillips,
Causey,	Holmes,	Price,
Chapman,	Howard,	Roberts of Screven,
Cumbie,	Johuson,	Schley,
Curenton,	Kenan,	Shelton,
Darden,	Kendall,	Sherman,
Davis of Marion,	Kimbrough of Har-	Smith of Talbot,
Duncan,	ris,	Smith of Towns,
Edwards,	Kimbrough of	Sprayberry,
Embry,	Stewart,	Strange,
Fain of Fannin,	Kitchens,	Taliaferro,

Fain of Union,	Lane,	Tomlinson,
Fannin,	Lazenby,	Walker of Clarke,
Findley,	Lewis of Greene,	Walker of Henry,
Frederick,	Lewis of Hancock,	Wall,
Fuller,	Lockett,	Westmoreland,
Glass,	Luffman,	White,
Gordon,	McGregor,	Williams,
Graham,	McLean,	Wimberly,

Those who voted in the negative are Messrs:

Awtry,	Hardy,	Merchison,
Bailey,	Harkness,	Mizell,
Boggess,	Harris of Cobb,	Moore of Glynn,
Brassell,	Hays,	Moughon,
Carter,	Hillyer,	Myers,
Christy,	Hopkins,	Pickett,
Coleman,	Hughes,	Pittard,
Conley,	Irwin,	Powell,
Craft,	Jones,	Pruett,
Crittenden,	Julian,	Reid,
Daniel,	Kirby,	Roberts of Cherokee,
DeLamar,	Lee,	Sheffield,
Diamond,	Lewis of Calhoun,	Smith of Coweta,
Everett,	Little,	Strickland,
Faulk,	Marshall,	Taylor,
Fincannon,	Mattox,	Webster,
Fortner,	McAfee,	Wilkes,
Fullmore,	McCants,	Willis,
Gay,	McConnell,	Wood,
Gilbert,	McDaniel,	Worley,
Griffith,	McDonald,	Wright,
Guy,	McEver,	Young,
Hall,		

So the motion to reconsider prevailed.

The following standing committees were announced by the Speaker, viz :

Committee on Asylum for the Blind.—Messrs. Lockett, Harrison, Harrington, Taliaterro, Wilkes, Moughon, Wimberly Clarke, Smith of Coweta, Battle, Gay, Bell and Bailey.

Committee on new Counties.—Messrs: Cumbie, Shelton, Brasswell, Worley, Everett, Chapman and Findley. .

Mr. Wilkes, offered a resolution requesting a committee of seven, five of whom shall be regular graduates of some medical college, whose duty shall be the examination of all persons who may apply to the General Assembly, for leave to practice medicine.

On motion, the rules were suspended, when the same was taken up, read and lost.

The following message was received from the Senate, by Mr. Terhune their Secretary :

Mr. Speaker:—The Senate, has passed the following bills, to-wit:

A bill to be entitled an act, to change the times of holding the Superior and Inferior Courts of Butts county, and a bill to be entitled an act, to authorize and require the justices of the Inferior Court of Warren county, to draw two pannels of jurors from the jury boxes of said county, and for other purposes therein mentioned.

The call of the counties being the regular order of the day, the following bills were reported and read the first time, to-wit:

Mr. Hopkins reported a bill to be entitled an act, to repeal an act, to amend the patrol laws of this State, approved February 20th, 1854, so far as relates to the county of Gwinnett.

Mr. Lockett, reported a bill to be entitled an act, for the relief of Thomas J. Miller, of the county of Bibb.

Mr. Beall reported a bill to be entitled an act to repeal all laws, and parts of laws, upon the subject of usury, and to provide for the enforcement of all contracts over and above seven per. cent.

Mr. Sprayberry, reported a bill to be entitled an act, to amend the first section of an act, entitled an act to compensate Grand and Petit Jurors of the counties of Catoosa and Polk, approved 19th February, 1856.

Mr. Harrison reported a bill to be entitled an act to purchase the Georgia Military Institute at Marietta; to endow it as a State Institution, and provide for the comfort of cadets, who may be sent there for instruction.

Mr. McWhorter reported a bill to be entitled an act for the relief of Andrew T. Rowe, of Greene county.

Mr. Worley reported a bill to be entitled an act to repeal the third section of an act entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Jurors of the several counties of this State, approved February 26th, 1856.

Mr. Gordon, presented the memorial of the Savannah Medical College, which was read.

Mr. Price, of Pickens, reported a bill to be entitled an act to authorize the Tax Collector of Pickens county to pay over to the Justices of the Inferior Court of said county one half the State Tax of said county, until the sum of eight hundred and fifteen dollars shall have been paid for the purpose of erecting an Academy in the Town of Jasper; also, a bill to be entitled an act to repeal an act, approved 6th of March, 1856, entitled an act to compensate Grand and Petit Jurors, for the county of Pickens, and to authorize the Justices of the Inferior Court, to levy an extra tax for that purpose, and to extend the provisions of this act to other counties herein named.

Mr. Williams reported a bill to be entitled an act to regulate the mode of collecting Jury fees for the county of Terrell, and for compensating the Petit Jurors of said county.

Mr. Sherman reported a bill to be entitled an act to alter and amend the third, fourth, seventh, and twelfth sections, first article of the constitution of this State.

Mr. Davis reported a bill to be entitled an act for the relief of practicing physicians, in the county of Marion, and to relieve them from serving as Grand and Petit Jurors, in the several counties of this State.

Mr. Barrett reported a bill to be entitled an act to authorize the Justices of the Inferior Court of Gordon county, to levy an extraordinary tax &c.,

Mr. Milledge reported a bill to be entitled an act to amend an act to incorporate the proprietors of the Augusta canal, and to confirm certain ordinances of the City Council of Augusta therein mentioned and to punish those who may injure their property, passed in the year 1845.

Mr. Holder reported a bill to be entitled, an act to authorize the Justices of the Inferior Court of the county of Taliaferro to levy an extra tax for the purpose of erecting a county jail upon recommendation of the Grand Jury of said county.

Mr. Findley reported a bill to be entitled an act to change the mode of selecting the State Printer, and to provide for his compensation.

Mr. Wilkes reported a bill to be entitled an act to permit the Clerk of the Superior and Inferior Courts of Lincoln county, to hold the office and discharge the duties of Justice of the Peace, in said county.

Mr. Hillyer reported a bill to be entitled an act to pardon John Black of the county of Habersham, now under the sentence of death for the crime of murder.

Mr. Pickett reported a bill to be entitled an act for the relief of Benjamin Johnston of Gilmer county, and for other purposes therein named.

Mr. Irwin reported a bill to be entitled an act to allow compensation for transcribing the numerical land books of the Executive Department.

Mr. Schley reported a bill to be entitled an act to allow any parties to contract for the use of money at any rate per cent. agreed on, provided said rate per cent. be specified in the face of any written instrument; where no rate per cent. is specified, seven per cent. shall always be understood.

Mr. McDonald reported a bill to be entitled an act requiring persons owning lands in the county of Berrien to give in and pay taxes for said land in said county.

Mr. Cannon reported a bill to be entitled an act to compel persons residing out of this State, to return all lands owned by them in this State, in the county where the land lies, to require the citizens of this State, to give in the number, dis-

tract, section and county where their lands lie ; to point out certain duties of the Comptroller General, and for other purposes.

Mr. Barrett offered a resolution authorizing the Governor to forward to the Clerk of the Inferior Court of Gordon county, four copies of Cobb's Digest, and four copies of Cobb's Analysis and Forms.

The rules were on motion suspended, when the same was taken up, read and agreed to :

Mr. Mattox offered a resolution authorizing the Governor to furnish the magistrate's of the 1137th district, G. M., in the county of Bryan, a copy of Cobb's Analysis and Forms, T. R. Cobb's new Digest and the pamphlet acts of the three last Legislatures. The rules were suspended, and the same was taken up read and agreed to.

Mr. Little offered the following resolution, which was read and referred to the committee on new counties, viz :

Resolved, That those introducing bills, or otherwise petitioning for new counties, or materially to change present county lines, be required to make a faithful exhibit of the length, number of square miles, and the number of tax paying inhabitants the county so formed is expected to retain, and how those from which taken, will be affected as to shape and tax payers.

Mr. Luffman reported the following resolution, which was read ; the same was on motion taken up and agreed to, to-wit :

Resolved, That a special committee of five be appointed by the Speaker, to examine into the prices established by an act of the General Assembly, regulating the prices of the State printing, and to report to this House some plan for the retrenchment of the same, if in their opinion the public interests require it.

The committee appointed under the foregoing resolution consists of Messrs. Luffman, Harrison, Kenan, Irwin, and Lewis of Greene.

Mr. Hillyer offered the following resolution, which was read, viz :

Resolved, That a committee of three be appointed by the Speaker to compare the printed copies of the evidence, in the case of John Black, with the manuscript of the record upon the Clerk's desk, and to report upon the correctness of the same.

The rules on motion were suspended, and the resolution taken up and agreed to :

The committee appointed by virtue thereof, consists of Messrs. Hillyer, Shelton and Pruitt.

Mr. Roberts, of Cherokee, offered a resolution relative to the power of the Legislature, to incorporate certain associations, &c., which was read.

The House took up the report of the committee on the bill to be entitled an act, to amend the third section of an act entitled an act, to repeal an act entitled an act to extend the civil jurisdiction of the Justices of the Peace, in the city of Savannah, and to compel Justices of the Peace and constables of the country districts in the county of Chatham, to be residents of the districts of which they are elected, assented to 21st December 1835, so far as the civil jurisdiction of the Justices of the Peace, for the first, second, third and fourth districts Georgia Militia, in the city of Savannah, are concerned, assented to 17th, Feb. 1854, and also, to amend an act to regulate the trial of slaves and free persons of color, within the limits of the city of Savannah, assented to 17th December 1847, and also, an act to give to magistrates within the corporate limits of the city of Savannah, the right to hold their courts more than one day in each term.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act, to incorporate Hilliard Male Institute, in Monroe county, and to appoint Trustees for the same, the report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to submit the question of the removal of the county site of Cass county from its present location, to the legal voters of said county, and for other purposes therein specified.

Mr. Fulmore offered as a substitute for the same, a bill of similar title which was amended and adopted, the report was agreed to:

The bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to authorize and require the Justices of the Inferior Court of Decatur county, to order the payment of the Superintendent's Clerks, and those who consolidate the returns of elections of said county for their services.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Kenan, the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, NOVEMBER 12th, 1857.

The House met pursuant to adjournment.

On motion of Mr. Kenan, the rules were suspended, when he reported the following bill, which was read the first time, and one hundred and sixty copies thereof ordered to be printed for the use of the House, to-wit:

A bill to be entitled an act for the reciprocal relief and protection of the banks and Treasury and citizens of this State.

The Senate bill to be entitled an act to give the consent of the State of Georgia to a purchase made by the United States of America, of certain land on Blythe Island for the purpose of establishing a Navy Yard thereon, and to cede jurisdiction over the same, was on motion, taken up out of its regular order and read the second time, and committed for the third reading.

Mr. Diamond announced the death of the Honorable Duncan J. Davis, the Representative from the county of Early, who died in this city at 7 o'clock this morning. After which he offered the following resolutions, which, having been read, were agreed to, and ordered to be immediately transmitted to the Senate, viz:

Resolved, 1st. That the General Assembly of Georgia have heard with sorrow and regret, of the decease of the Hon. Duncan J. Davis, a member of the House of Representatives elect, from the county of Early, and we tender to the family and surviving friends of the deceased our heartfelt sympathy in this their sad bereavement.

Resolved, 2d. That we attend his remains this morning from the place of his decease to the railroad depot, and that a committee of two, on the part of the House, be appointed to join such committee as may be appointed on the part of the Senate, to attend his remains to his late residence in Early county, in accordance with his last request.

Resolved, 3d. That in token of our sorrow, the members of the General Assembly be requested to wear the usual badge of mourning for thirty days.

Resolved, 4th. That a copy of the above resolutions be forwarded by the Clerk of this House to the widow of the deceased.

Messrs. Lee of Clay and Lewis of Calhoun were appointed on the part of the House to attend the remains in conformity with the foregoing resolution.

Messrs. Everett and Little asked and obtained leave of absence on account of the indisposition of their colleagues.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has concurred in the Resolutions of the House, relative to the death of the Hon. Duncan J. Davis, Representative elect, from the county of Early, and have appointed as a committee of the Senate, Messrs. Collier and Griffin of Calhoun, and directs the communication of the Senate to the House forthwith.

On motion of Mr. Kenan, the House, in conformity to its usual custom on occasions like the present, adjourned until tomorrow morning at ten o'clock.

FRIDAY, NOVEMBER 13th, 1857.

The House met pursuant to adjournment.

Mr. Schley asked and obtained leave of absence on account of the illness of his family.

Mr. Sherman obtained leave of absence for a few days on account of special business.

Mr. Smith, of Towns offered the following resolution, which on motion, was taken up, read and agreed to, viz:

Resolved, That both branches of the General Assembly will convene in the Representative Hall on Monday the 16th inst., at three o'clock, p. m., for the purpose of electing a State Printer for the next ensuing term, and that said person, so chosen and elected, shall be subject to any legislation upon the subject of printing, that the present General Assembly may deem most compatible with public interest.

The Committee on Banks, to whom was referred a bill to be entitled an act to declare and define the duties of the Governor in relation to the banks in Georgia which have suspended specie payments since the first day of June, A. D. 1857, offered a report in which they presented as substitutes for the original bill, a bill to be entitled an act for the reciprocal relief and protection of the banks and Treasury, and citizens of this State.

And a bill to be entitled an act to prevent the circulation within this State of the notes of any bank out of the State of Georgia of certain denominations which were read the first time.

Three hundred copies of the report, and one hundred and sixty copies of the original and substituted bills were, on motion, ordered to be printed for the use of the House.

The call of the counties being the regular order of the day, the following bills were reported and read the first time, viz:

Mr. Beall reported a bill to be entitled an act to incorporate the New Manchester Manufacturing Company.

Mr. Mattox reported a bill to be entitled an act for the relief of Sarah Grover, of the county of Bryan.

Mr. Powell reported a bill to be entitled an act to make the election of Tax Collectors and Receivers of Tax Returns for the county of Decatur, biennial, instead of annual, and to double the amount of the bonds now given by them.

Mr. Boggess reported a bill to be entitled an act to authorize the Trustees of the Carrollton Male and Female Academies to sell the same and the lot on which the same is situated and to execute titles thereto, and vest the proceeds of the same in the Carrollton Male and Female Seminary.

Mr. Hardeman reported a bill to be entitled an act to add an additional section to the tenth division of the Penal Code, and for other purposes.

Mr. Webster reported a bill to be entitled an act to repeal the fifth and sixth sections of an act to appropriate money for the benefit of the Georgia Asylum for the Deaf and Dumb, and for other purposes, approved March 1st, 1856, and to

provide for the appointment of Commissioners for said Institution, and for other purposes.

Mr. Barrett reported a bill to be entitled an act to amend the several laws now in force in this State exempting certain property therein enumerated from levy and sale.

Mr. McConnell reported a bill to be entitled an act to alter and amend the several laws in relation to the poor school system, so far as relates to the county of Gordon.

Mr. McDaniel reported a bill to be entitled an act to amend an act entitled an act to exempt from levy and sale, under execution, certain property therein mentioned, assented to December 11th, 1841.

Mr. Barrett reported a bill to be entitled an act to authorize the several Justices of the Peace in this State to take bail in certain cases, and for other purposes therein enumerated.

Mr. Lewis, of Hancock, reported a bill to be entitled an act to aid in developing the iron and coal interests of the State of Georgia.

Mr. Kimbrough reported a bill to be entitled an act to authorize Thoms J. S. Kimbrough, of the county of Harris, to practice physic and to charge and collect compensation for his services.

Mr. Mintz reported a bill to be entitled an act to provide for the sale of the Western and Atlantic Railroad.

Mr. McMillian reported a bill to be entitled an act to authorize Calphrey Clark to practice medicine and charge for the same.

Mr. Mott reported a bill to be entitled an act to authorize the connection of the Muscogee Railroad with the Opelika Branch Railroad and the Mobile and Girard Railroad at Columbus.

Mr. Frederick reported a bill to be entitled an act to require the Ordinary of Macon county to pay William Lowden and Silas Stokes all arrearages due for the tuition of poor children in said county.

Mr. Luffman reported a bill to be entitled an act to apply forty per cent. of the gross earnings of the Western and Atlantic Railroad to the payment of the State Taxes and for other purposes.

Mr. Hillyer reported a bill to be entitled an act for the relief of Thomas J. McGaughey, of the county of Walton.

Mr. Jones, of Warren, reported a bill to be entitled an act to prevent persons owning slaves or the guardians of free persons of color in the town of Warrenton, Warren county, from keeping eating houses and eating tables in said town.

Mr. Fain, of Union, reported a bill to be entitled an act to authorize and empower the Justices of the Inferior Court of the several counties in this State to discharge criminals or offenders against the law, from jail, in certain cases therein mentioned.

Mr. Coleman reported a bill to be entitled an act to compel parties, plaintiffs in Justices' Courts, to pay the cost before taking out a "*capias ad satisfaciendum*," and to provide for the return of commissions by mail, approved the 16th day of February, 1854.

Mr. Harrington reported a bill to be entitled an act to authorize Samuel T. Whitaker to act as Notary Public within the limits of the city of West Point, Troup county, Georgia.

Mr. Coleman reported a bill to be entitled an act to amend the several laws of this State in relation to writs of certiorari, approved 21st February, 1850.

Mr. Irwin reported a bill to be entitled an act to reimburse John H. Howard for the expenses incurred by him in the Courts of Alabama and of the United States in defence of the State line as described in the compact of 1803.

Mr. Taliaferro reported a bill to be entitled an act to give additional powers to the Justices of the Peace of the 872d district, G. M.

The following message was received from the Senate by their Secretary, Mr. Terhune:

Mr. Speaker:—The Senate has passed the following bills:

A bill to be entitled an act for the relief of the citizens of Irwin county from the injuries inflicted by non-residents in camp hunting, &c.

Also a bill to be entitled an act to appoint commissioners to define the county lines between the counties of Calhoun and Baker, &c.

Also a bill to be entitled an act to define the line between the counties of Rabun and Towns.

The Senate has also agreed to a resolution, allowing Young J. Anderson access to certain State papers, to which they ask the concurrence of the House.

Leave of absence was granted Messrs. Gordon, Mott, Harrison and Hines for a few days on special business.

Mr. Darden was, on motion, added to the committee on military affairs.

Mr. Hughes offered the following resolutions, which, on motion, were taken up, read and agreed to, viz:

Resolved, By the General Assembly of the State of Georgia, that his Excellency, the Governor, be authorized to have furnished to the Magistrates of the 17th and 1132d districts of Liberty county four copies of Cobb's Analysis and Forms, and four copies of T. R. R. Cobb's New Digest and four copies of the Acts of the two last Legislatures.

Resolved, By the General Assembly of the State of Georgia, that his Excellency, the Governor, be authorized to purchase ten copies of Marbury's and Crawford's Digest, and have the same deposited in the State Library.

Mr. Cannon offered a resolution relative to the pardon of

the female convicts in the Penitentiary of this State, which was read and referred to the Judiciary Committee.

Mr. Price, of Pickens, offered the following resolution which was taken up, read and agreed to, viz:

Resolved, That our Senators and Representatives in Congress be and they are hereby requested to use their best exertions to obtain a hack line of mail from Ellijay to Jasper, Baldground and Canton, and back twice a week.

Resolved, That the above resolution be transmitted to each of our Senators and Representatives in Congress.

The House took up the report of the committee on the bill to be entitled an act to empower the Justices of the Inferior Court or a majority of them of Wayne county, to levy an extra tax for court house purposes.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the "Vigilant Hose Company."

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Rebecca Lance, wife of Samuel R. Lance, of the county of Union, and for other purposes therein mentioned.

The report was agreed to.

The bill was read the third time and passed.

On motion of Mr. Smith, of Towns, the Clerk was directed to transmit to the Senate without delay, the resolution relative to the election of State Printer at three o'clock, p. m., the 16th inst.

Mr. Milledge, of Richmond, and Mr. Smith, of Towns, were added to the Committee on the Penitentiary.

Mr. Johnson, of Henry, and Harper, of Sumter, were added to the committee on New Counties.

The House went into Committee of the Whole, (Mr. Harde-man in the chair,) on the bill to be entitled an act for the relief of John Atwell. After some time spent therein, the committee arose, on motion, and reported the same back to the House without amendment.

The report was agreed to.

The bill was, on motion recommitted and amended.

The report, as amended, was agreed to.

The bill was read the third time and passed as amended.

The House took up the report of the committee on the Senate bill to be entitled an act to give the consent of the State of Georgia to a purchase made by the United States of America, of certain land on Blythe Island, for the purpose of establishing a Navy Yard thereon, and to cede jurisdiction over the same.

The report was agreed to.

The bill was read the third time, passed and ordered to be transmitted by the Clerk to the Senate without delay.

On motion of Mr. Gordon, the bills relative to the suspended banks of this State, &c., were made the special order of ten o'clock, a. m., Wednesday next.

The following bills were read the second time and committed for the third reading, viz :

A bill to be entitled an act for the relief of John W. Griffith of the county of Gilmer.

A bill to be entitled an act to repeal the 6th section of an act entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Jurors of the several counties of this State, approved February 26th, 1856.

A bill to be entitled an act to amend an act entitled an act to limit the lien of judgments rendered in any of the Courts of this State, approved January 22d, 1852.

A bill to be entitled an act to compensate witnesses attending Justice Courts in the county of Catoosa, and to compensate Justices of the Peace in said county for certain services therein named.

A bill to be entitled an act to alter and amend the eighth section of an act passed 14th December, 1811, so far as relates to drawing Jurors in Justices' Courts by the Justice or Justices residing in each Captain's district, in conjunction with commanding officers of said districts.

A bill to be entitled an act to amend an act assented to February 17th, 1854, entitled an act to secure to persons in possession, a preference in applications for grants, under the laws pertaining to head rights.

A bill to be entitled an act to repeal the third section of an act entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Jurors of the several counties of this State, approved, February 26th, 1856.

A bill to be entitled an act for the relief of Thomas J. Miller, of the county of Bibb.

A bill to be entitled an act to amend an act entitled an act to incorporate the proprietors of the Augusta Canal, and to confirm certain ordinances of the City Council of Augusta, therein mentioned, and to punish those who may injure their property, passed in the year 1845.

A bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Taliaferro to levy an extra tax for the purpose of erecting a county jail upon recommendation of the Grand Jury of said county.

A bill to be entitled an act to repeal an act passed the 6th of March, 1856, entitled an act to compensate the Grand and Petit Jurors for the county of Pickens, and to authorize the Justices of the Inferior Court to levy an extra tax for that pur-

pose and to extend the provisions of this act to other counties herein named.

A bill to be entitled an act for the relief of practicing physicians in the county of Marion, and to relieve them from serving as Grand and Petit Jurors in the several Courts of this State.

A bill to be entitled an act to authorize the Tax Collector of Pickens county to pay over to the Justices of the Inferior Court of said county one half of the State tax of said county, until the sum of eight hundred and fifteen dollars shall have been paid, for the purpose of erecting an Academy in the town of Jasper.

A bill to be entitled an act to amend the patrol laws of this State, approved February 20th, 1851, so far as relates to the county of Gwinnett.

A bill to be entitled an act to permit the Clerk of the Superior and Inferior Courts of Lincoln county to hold the office and discharge the duties of Justice of the Peace in said county.

A bill to be entitled an act to authorize the Justices of the Inferior Court of Gordon county to levy an extraordinary tax, &c.

A bill to be entitled an act to repeal all laws and parts of laws upon the subject of usury and provide for the enforcement of all contracts over and above seven per cent.

And a bill to be entitled an act to amend the first section of an act entitled an act to compensate Grand and Petit Jurors of the counties of Catoosa and Polk, approved 19th of February, 1856.

The bill to be entitled an act to lend the aid of the State of Georgia to the Ellijay Railroad Company, upon the conditions therein named, was read the second time and referred to the Committee on Internal Improvement.

The bill to be entitled an act to change the mode of selecting the State Printer and to provide for his compensation, was read the second time and referred to the Committee on Public Printing.

The bill to be entitled an act to amend the militia laws of this State and to provide for a full return of the effective militia strength of this State, was read the second time and referred to the committee on military affairs.

The following bills were read the second time and referred under a rule of the House to the Committee on Consolidation, viz :

A bill to be entitled an act for the relief of Andrew T. Rowe, of Greene county.

And a bill to be entitled an act to change the line between the counties of Clark and Jackson, so as to include the resi

dence of Sanford Johnson, now in the county of Jackson, in the county of Clark.

The House adjourned until ten o'clock, a. m., to-morrow.

SATURDAY, NOV 14th, 1857.

The House met pursuant to adjournment.

Mr. Braswell asked and obtained leave of absence on account of the illness of his family.

Mr. Walker asked and was granted leave of absence until Tuesday next, on special business.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bill of the House of Representatives :

A bill to be entitled an act to amend an act entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, assented to 5th March, 1856.

The Senate has also concurred in a resolution of the House of Representatives, relative to the election of a State Printer.

Leave of absence was granted Alexander H. Spear, Clerk of the House, for a few days on special business, and F. C. Shropshire, his assistant, was chosen Clerk *pro tem*.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, an act to give the consent of the State of Georgia to a purchase made by the United States of America, of certain land on Blythe Island for the purpose of establishing a Navy Yard thereon, and to cede jurisdiction over the same.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bill of the House of Representatives, viz :

A bill to be entitled an act to authorize the Tax Collectors of this State to receive in payment of the taxes of the citizens of the same, for the year 1857, the bills of certain banks herein designated, and for other purposes herein enumerated, with amendments, to which they ask the concurrence of this branch of the General Assembly.

Also an act to alter and amend the twelfth section of the first article of the Constitution of this State.

Mr. Speaker.—The committee on Enrollments report as duly enrolled and ready for the signature of the Speaker of the House, an act to amend an act entitled an act to organize and establish a criminal Court in the cities of Columbus,

Macon, Atlanta and Rome, and to define its jurisdiction, assented to March 5th, 1856.

Also as duly enrolled, a resolution in reference to bringing on the election of State Printer.

The committee on Internal Improvement, to whom was referred a bill to be entitled an act to authorize the building, opening and constructing a railroad from some point in the county of Rabun, at or near the town of Clayton, connecting with the North-Eastern Railroad, or any other Railroad that may be built through said county, running down the valley of the Little Hightower in the county of Towns, and through the counties of Union and Fannin to the Tennessee or North Carolina line in the direction of the Duck Town Copper Mines, and to grant corporate powers and privileges to the same, and for other purposes therein mentioned, reported the same back to the House without any expression of opinion as to its merits.

On motion of Mr. Smith of Towns, the rules were suspended and the House took up the report of the committee on said bill.

The report was agreed to.

The bill was read the third time, and pending a discussion on the passage of the same, a motion to adjourn was made, upon which Mr. Strickland required the yeas and nays to be recorded

There are yeas 65, nays 57.

Those who voted in the affirmative are Messrs :

Barton,	Harper,	Owens,
Battle,	Hillyer,	Phillips,
Batts,	Holden,	Pickett,
Brantley,	Holmes,	Pittard,
Brassell,	Howard,	Price,
Carter,	Irwin,	Reid,
Causey,	Johnson,	Roberts of Scriven,
Christy,	Jones,	Smith of Coweta,
Coleman,	Julian,	Sprayberry,
Conley,	Kenan,	Taliaferro,
Cumbie,	Kendall,	Taylor,
Darden,	Kimbrough of Har-	Terrell,
Davis,	ris,	Tomlinson,
DeLamar,	Kimbrough of Stew-	Walker of Clarke,
Diamond,	art,	Wall,
Duncan,	Lazenby,	Wilkes,
Edwards,	McCants,	Williams,
Fannin,	McGregor,	Willis,
Fortner,	McMillian,	Wimberly,
Guy,	McWhorter,	Wright,
Hall,	Merchison,	Young.
Hardeman,	Milledge,	
Hames,	Moore of Clark,	

Those who voted in the negative are Messrs:

Awtry,	Graham,	McDonald,
Bailey,	Griffith,	McEver,
Barrett,	Grovensteine,	McLean,
Bell,	Hardy,	Mintz,
Bigham,	Harkness,	Mizell,
Black,	Harris of Cobb,	Myers,
Bogges,	Harrington,	Neil,
Cannon,	Hays,	Oneal,
Chapman,	Holliday,	Pruett,
Craft,	Hopkins,	Roberts of Cherokee,
Crittenden,	Hughes,	Shelton,
Embry,	Kitchens,	Smith of Towns,
Everett,	Lockett,	Strange,
Fain, of Fannin,	Luffman,	Strickland,
Fain of Union,	Marshall,	Webster,
Fincannon,	Mattox.	Westmoreland,
Frederick,	McAfee,	White,
Fullmore,	McConnell,	Wood,
Gilbert,	McDaniel,	Worley.

So the motion prevailed, and the House adjourned until Monday 10 o'clock, a. m.

MONDAY, NOV. 16th, 1857.

The House met pursuant to adjournment.

- On motion of Mr. Lewis of Greene, the rules were suspended, and the Senate amendments to the bill of the House to be entitled an act to authorize the Tax Collectors of this State to receive in payment of the taxes of the citizens of the same for the year 1857, the bills of certain banks herein designated, and for other purposes herein enumerated, were taken up and concurred in.

The Clerk, on motion, was instructed to communicate the same to the Senate without delay.

The call of the counties being the regular order of the day, the following bills were reported and read the first time, viz:

Mr. McDonald reported a bill to be entitled an act to change a portion of the county line dividing the counties of Berrien and Coffee.

Mr. Roberts of Cherokee reported a bill to be entitled an act to authorize the disposition of the net earnings of the Western and Atlantic Railroad, to the reduction of the taxes of the people.

Mr. Sprayberry reported a bill to be entitled an act to remove Justice Court jury trials from one district to another, in certain cases therein named.

Mr. Brassell reported a bill entitled an act to compensate the Grand and Petit Jurors of the county of Fayette, and for other purposes therein mentioned.

Mr. Gilbert reported a bill to be entitled an act to authorize and require the commissioners of the Academy lot in the town of Perry and county of Houston, to sell the same, and for other purposes.

Mr. Brantley reported a bill to be entitled an act for the relief of Elizabeth Coleman, a colored woman.

Mr. Findley reported a bill to be entitled an act to exempt Thomas H. Kilgo, of the county of Lumpkin, from all road, patrol and military duties, and for other purposes therein mentioned.

Mr. Phillips reported a bill to be entitled an act to amend an act entitled an act to exempt from levy and sale certain property therein mentioned. Assented to December 11th, 1841.

Also to amend an act entitled an act to amend the above recited act, and for other purposes therein contained. Assented to Dec. 22d, 1843.

Mr. Howard reported a bill to be entitled an act to amend an act declaring and making certain, the law regulating the rights of husbands in and to the property of their deceased wives, and for other purposes. Approved Dec. 26th, 1827.

Also, a bill to be entitled an act to provide for and authorize the payment of Teachers of poor children, in what is now Muscogee county, in the year 1853.

Mr. Luffman reported a bill to be entitled an act to amend the thirty-fifth section of the fourth division of the Penal Code of this State.

Mr. DeLamar reported a bill to be entitled an act to confer certain privileges on James E. Holmes of Pulaski county, and to make lawful his acts, and to give him authority to transact business as though he were of full age.

Mr. Powell reported a bill to be entitled an act to alter and amend the Road Laws of this State, so far as relates to the county of Decatur, and for other purposes.

Mr. Reid of Putnam, reported a bill to be entitled an act to incorporate the Putnam Rifles.

Mr. Harrington reported a bill to be entitled an act more effectually to compel Sheriffs and constables to pay over moneys collected and received, and for other purposes therein named.

Mr. Holliday reported a bill to be entitled an act to authorize James Clarke, administrator of the estate of Joseph White deceased, to sell certain slaves therein named, at private sale.

Mr. Coleman reported a bill to be entitled an act to amend an act entitled an act to incorporate a bank in the city of Columbus, to be called the bank of Columbus, and for other

purposes therein named. Approved 4th March, 1856, so far as relates to the bank of Cuthbert.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills :

A bill to be entitled an act to change the lines between the counties of Worth and Colquitt.

Also a bill to be entitled an act to authorize the Court of Ordinary of Macon county, to grant letters testamentary upon the estate of John R. Felton deceased, to Noah Felton of the State of Alabama, and to authorize said Noah Felton to qualify and act as an executor of the will and testament of John R. Felton deceased.

Also, a bill to be entitled an act to simplify the proceedings in bail cases, and for other purposes therein mentioned.

Also, a bill to be entitled an act to authorize a settlement between James M. Hightower, guardian, and James W. F. Hightower, his ward, and to legalize the contracts of the said James W. F. Hightower.

Also, a bill to be entitled an act to change the county line between the counties of Hall and Lumpkin.

Also, a bill to be entitled an act to legalize the adjournment of the Superior Court.

Also, a bill to be entitled an act to compel non-residents of the counties of Worth, Irwin, Jefferson and Laurens, who pen and herd stocks of cattle and sheep in said counties, to pay tax on the same, in said counties.

Also, a bill to be entitled an act to authorize the drawing of additional pannels of grand and petit jurors, for the Superior Court of Dougherty county.

Also, a bill to be entitled an act to extend to the county of Terrell, the provisions of an act to amend the several acts now in force, requiring the fees of magistrates and constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee and to provide for the mode of collecting the same.

The following message was received from the Governor, through Mr. McComb, his Secretary :

Mr. Speaker.—The Governor has approved and signed a resolution, relative to the death of the Honorable Duncan J. Davis, a representative from the county of Early.

The following bills were reported and read the first time, viz :

Mr. Roberts of Scriven, reported a bill to be entitled an act to authorize and empower parties plaintiffs at law, when suing on a promissory note or notes given for real estate, to set out the fact in the pleadings, and upon proof of the same, to obtain judgment against said real estate, which judgment shall have a prior lien on said real estate, to all other judgments of equal or prior date.

Mr. Bigham reported a bill to be entitled an act for the relief of James H. Estes.

Mr. Hillyer reported a bill to be entitled an act to alter and amend the third, fourth and seventh sections of the first article of the constitution of this State.

Mr. Irwin reported a bill to be entitled an act to pay the Clerk the cost due him in criminal pauper cases, returned to the Superior Courts of this State, and to explain the 17th section of an act approved 10th December, 1845, organizing the Supreme Court of the State of Georgia.

The following message was received from the Governor by Mr. McComb, his Secretary :

Mr. Speaker.—The Governor has approved and signed an act to amend an act entitled an act to organize and establish a criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction.

Also, a resolution bringing on the election of State Printer, at 3 o'clock, this day.

Mr. Bigham offered the following resolution, which on motion, was taken up, read and agreed to, viz :

Whereas, a large number of Harper's Ferry Yagers, valued by competent persons at two thousand nine hundred and ten dollars, were taken to Texas in 1836, and for the purpose of aiding our brethren in the noble struggle for independence; and,

Whereas most, if not all of the same fell into the hands of the Mexicans at the massacre of the lamented James W. Fannin, and the men belonging to his command at Goliad; and,

Whereas, the Texan Legislature has recently taken action on this subject, with the laudable object of erecting a monument to the memory of the brave men who fell on the memorable occasion referred to, which has doubtless been transmitted to the executive of Georgia: Therefore,

Resolved, 1st. That his Excellency, the Governor, be and he is hereby requested to communicate to this House, at his earliest convenience, the correspondence which has taken place between the authorities of Georgia and Texas, on the subject of the arms above described, and the erection of a monument to James W. Fannin and his comrades, and all other information he may have on the subject.

Mr. Frederick presented the memorial of Howell Cobb of Houston, which, on motion, was referred without being read, to a select committee consisting of Messrs. Frederick, Smith of Towns, Walker of Clarke, DeLamar and Sprayberry.

Mr. Diamond offered a resolution relative to the appointment of a committee to examine and report the condition &c. of the Western and Atlantic Railroad.

Mr. Pruett offered the following resolution, which, on motion, was taken up, read and agreed to, viz :

Resolved, that his Excellency, the Governor, be authorized to furnish a copy of Cobb's Analysis and Forms, to the Justices of the Peace for the 284th district Georgia militia, Franklin county.

Mr. Cannon offered the following resolution, which was, on motion, taken up, read and agreed to, viz:

Resolved, That his Excellency, the Governor, be authorized to purchase a sufficient number of Cobb's Analysis and Forms to supply the application from new counties and Justices of the Peace that are without them, if the same can be obtained.

Mr. Holmes offered a resolution relative to applications for new counties, which was read.

The following message was received from the Senate by Mr. Terhune, their Secretary, to wit:

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to legalize certain judgments of the Courts of Ordinary of this State, and to provide for the probate of wills in certain cases, and for other purposes.

Also, a bill to be entitled an act to extend the provisions of an act, approved March 4th, 1856, entitled an act authorizing the issuing of attachments and garnishments, and to regulate the proceedings in the same, &c.

Also a bill to be entitled an act to confer certain privileges on Adolphus Anderson of Harris county, and to make lawful his acts, and to give him authority to transact business as though he were of full age.

Also, a bill to be entitled an act to consolidate the poor school and academical fund, for the county of Madison.

Also, a bill to be entitled an act to lay out and form a new county from the counties of Ware and Appling, and to provide for the organization of the same.

Also, a bill to be entitled an act to authorize the Sheriff appointed by the Inferior Court of Jasper county to fill a vacancy occasioned by the death of Samuel Allen, late Sheriff of said county, to hold his office and discharge the duties of Sheriff of said county until his successor is elected and qualified at the next regular election for county officers of said county.

The special committee to whom was referred the subject of the number of subordinate or assistant clerks necessary to perform the business of this branch of the General Assembly beg leave to report.

Upon inquiry, they do not find that there are more assistant and subordinate clerks than are necessary to discharge the business of the session at this stage, and as the employment of additional clerks must, in a great measure, depend upon the amount of business offered, and its progress through the General Assembly, we are convinced that it is necessary that discretion should be reposed in the clerk on this subject.

We have every reason to believe, from the information furnished us, that the expenses of the House of Representatives in the clerk's department, will be reasonable and far below what it has been at previous sessions. Under the conviction that expenses will be properly guarded by the clerk, and having the utmost confidence that he will faithfully discharge his duties, we make this report. We would however, suggest, that the clerk should, as the business of the House increases, and it becomes necessary for him to have more assistants, that he, for the information of the House, report to the present or another committee on clerks, appointed by the chair, the number of assistants employed in his department. We would, to guard against an abuse that might occur in the clerk's and secretary's departments, in future Legislatures, recommend legislation upon the subject, and having had referred to us a bill on the subject, report it back to the House, and most earnestly recommend its passage.

The special committee appointed to examine and compare the printed copies of the evidence in the case of John Black, with the certified copy on the clerk's desk, beg leave to report, that they have carefully examined and compared the papers referred to, and find the same substantially correct.

The Committee on Petitions, to whom was referred the memorial of J. J. Flournoy of the county of Jackson, asking the State to refund to him certain taxes, beg leave to report, that they have had the subject before them, and from the vague and unsatisfactory manner in which the application is made, they are unable to recommend any definite action by this body, and beg leave to report the same back to the House, and be discharged from the further consideration of the same.

The Judiciary Committee to whom was referred a bill to be entitled an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of Habersham county, reported the same back to the House, and recommend its passage, with certain amendments.

The same committee reported adversely to the passage of a bill to be entitled an act to legalize interest upon open accounts.

The same committee, to whom was referred a bill to be entitled an act for the protection of minor children, and for other purposes, report the same back to the House, and express the opinion that it is unnecessary that it should pass. Said committee to whom was also referred a bill to be entitled an act to compensate the Petit Jurors of Jefferson county, report that the general laws now in force meets the object of the bill, and that therefore it is unnecessary to pass it.

On motion of Mr. Lewis of Greene, all bills proposing to

make provisions for the payment of Jurors, are referred to the Judiciary Committee.

The House then resumed the unfinished business of Saturday last, which was the passage of the bill to be entitled an act to incorporate the Highwassee Railroad Company. Pending a discussion on the same, the House adjourned, on motion, until 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

The rules, on motion, were suspended, when the bill to be entitled an act to lend the aid of the State of Georgia to the Macon and Brunswick Railroad Company, upon the conditions therein named, was taken up read the second time and referred to the committee on Internal Improvement.

The following message was received from the Senate, through Mr. Terhune, their Secretary :

Mr. Sneaker.—The Senate has passed the bill of the House of Representatives, to be entitled an act to authorize the State Treasurer to make certain advances, and I am directed to communicate the same forthwith to this branch of the General Assembly.

On motion of Mr. Smith of Coweta, Messrs. Diamond, Gordon, and Hillyer were added to the committee on Journals.

Mr. Hardeman obtained leave and reported a bill to be entitled an act to incorporate the "United Hebrew Society" of Macon, Georgia, which was read the first time.

On motion of Mr. Kenan, the bill of the Senate which passed both branches of the General Assembly at the last session, and which is a bill to be entitled an act to alter and amend the twelfth section of the first article of the Constitution of this State, was taken up and read the first time.

The hour of three having arrived, the clerk was directed to inform the Senate that the House of Representatives were ready to receive the Senate in the Representative Hall for the purpose of proceeding under a resolution of the General Assembly, to the election of a State Printer for the next ensuing term.

The President and members of the Senate having attended, the General Assembly proceeded to the election of said officer. Upon counting up the ballots, it appeared that Boughton, Nesbitt and Barnes had received a majority of all the votes given in, they were, therefore, declared duly elected to the office of State Printer for the next ensuing term.

The Senate then retired to their chamber.

On motion of Mr. Hillyer, the bill to be entitled an act for the pardon of John Black of the county of Habersham, now

under the sentence of death for the crime of murder, was taken up, out of its order, read the second time and made the special order of Friday next.

On motion of Mr. Smith of Towns, the bill of the Senate to be entitled an act to define the line between the counties of Rabun and Towns, was taken up and read the first time.

The House took up the report of the committee on the bill to be entitled an act for the relief of Caroline Colbert, wife of Peyton H. Colbert, of Habersham county.

The same was amended so as to extend its benefits to Rosella C. Zinn, wife of John W. Zinn, and Mrs. Ann Lottman of the city of Augusta.

The report as amended was agreed to.

The bill was read the third time and passed as amended.

The House, on motion, adjourned, until 9½ o'clock a. m. to-morrow.

TUESDAY, NOVEMBER 17th, 1857.

The House met pursuant to adjournment.

The Committee on Enrollment report as duly Enrolled, and ready for the signature of the speaker, viz :

“An act to authorize the State Treasurer to make certain advances.”

The majority of the Committee on Agriculture and Internal Improvements, to whom were referred a number of bills, proposing to charter certain Railroad companies, and loan the aid of the State to the construction of certain railroads, reported as a substitute for the same, a bill to be entitled an act to aid and encourage the construction of the Georgia Air Line Railroad, the Macon & Brunswick railroad, the Savannah, Griffin and North Alabama Railroad, and the Ellijay Railroad, on certain conditions therein named. They also, reported at length upon the subject of loaning the aid of the State to the construction of railroads, which report was favorable thereto.

The minority of said committee presented an adverse report.

On motion, three hundred copies of each of the reports, and one hundred and sixty copies of the bill reported as a substitute were ordered to be printed for the use of the House. The bills embraced in said reports were made the special order for Monday next.

The following message was received from the Senate, by their Secretary, Mr. Terhune :

Mr. Speaker :—The Senate has passed the following bills :

A bill to be entitled an act for the relief of Caroline Wallace, wife of Andrew J. Wallace, of the county of Troup, and for other purposes therein named.

Also, a bill to be entitled an act to authorize Joseph E. Dent, and John T. Dent, executors of the last will and testament of William B. W. Dent, deceased, to sell the lands belonging to the estate of said William B. W. Dent, deceased, at private sale, and to make legal and valid conveyances for the same.

Also, a bill to be entitled an act to amend the claim laws of this State, as to the affidavit to be interposed by the claimant.

Also, a bill to be entitled an act to repeal an act passed in 1853-'54, to establish and make uniform the rates of ferriage, and regulate ferries, and to make penal any violations of the same, so far as relates to the counties of Decatur and Camden, in this State.

Also, a bill to be entitled an act to regulate the courts of Ordinary of this State, so far as relates to the county of Miller.

Also, a bill to be entitled an act to consolidate the offices of Receiver of tax returns, and Tax Collector, so far as relates to the county of Union, and for other purposes therein mentioned.

Also, a bill to be entitled an act to authorize Malone Beddell, of the county of Charlton, to peddle without paying a tax for the same.

Also, a bill to be entitled an act to authorize the Clerks of the Superior and Inferior Courts of Charlton county, to keep their offices at their residences, if within six miles of the Court House.

The following message was received from His Excellency, the Governor, by Mr. Steele, his Secretary :

Mr. Speaker :—His Excellency, the Governor, has approved and signed an act to authorize the State Treasurer to make certain advances, and has directed me to return the same to the House of Representatives, in which the bill originated.

On motion of Mr. Hardeman, the bill of the Senate, which passed at the last Session both branches of the General Assembly, and which is a bill to be entitled an act, to alter and amend the twelfth section of the first article of the constitution of this State, was taken up out of its order, read the second time and committed for a third reading.

Leave of absence was granted Mr. Brantley after to-day, for a few days on special business.

The House then resumed the unfinished business of yesterday, viz : The bill to incorporate the Highwassee Railroad Company.

The report having been previously agreed to, and the bill read the third time, Mr. Shelton required the yeas and nays to be recorded upon its passage. There are yeas 79, nays 52.

Those who voted in the affirmative are Messrs :

Awtry,	Gilbert,	McGregor,
Barrett,	Graham,	McLean,
Batts,	Guy,	Merchison,
Black,	Hardy,	Mintz,
Boggess,	Harkness,	Mizell,
Brassell,	Harris of Dough-	Moore of Glynn,
Caunon,	erty,	Myers,
Carter,	Harper,	Neal,
Causey,	Harrington,	Oneal,
Chapman,	Hillyer,	Owens,
Coleman,	Holliday,	Powell,
Conley,	Hopkins,	Pruett,
Craft,	Johnson,	Sheffield,
Crittenden,	Jones,	Shelton,
Curenton,	Julian,	Smith of Towns,
Daniel,	Kenan,	Sprayberry,
DeLamar,	Kimbrough of	Strange,
Diamond,	Harris,	Strickland,
Duncan,	Kitchens,	Taylor,
Edwards,	Lane,	Tomlinson,
Embry,	Lockett,	Walker of Clarke,
Everett,	Luffman,	Walker of Henry,
Fain of Fannin,	Mattox,	Webster,
Fain of Union,	McAfee,	Westmoreland,
Fincannon,	McConnell,	Wimberly,
Findley,	McDaniel,	Wood,
Fullmore,	McDonald,	Young.
Gay,		

Those who voted in the negative are Messrs :

Bailey,	Hardeman,	Moughon,
Barton,	Hames,	Phillips,
Battle,	Harris of Cobb,	Pickett,
Bell,	Hays,	Pittard,
Bigham,	Holden,	Price,
Brantley,	Holmes,	Reid,
Christy,	Irwin,	Roberts of Cherokee,
Darden,	Kendall,	Roberts of Scriven,
Davis,	Lazenby,	Smith of Coweta,
Fannin,	Lewis of Greene,	Taliaferro,
Fortner,	McCants,	Terrell,
Frederick,	McEver,	Wall,
Fuller,	McMillan,	White,
Glass,	McWhorter,	Wilkes,
Gordon,	Milledge,	Willis,
Griffith,	Moore of Clark,	Worley,
Grovensteine,	Mott,	Wright,
Hall,		

So the bill was passed.

The House then adjourned until 9 1-2 o'clock, a. m. to-morrow.

WEDNESDAY, NOVEMBER 18th, 1857.

The House met pursuant to adjournment.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has passed the following bills:

A bill to be entitled an act for the relief of the half brothers and sisters of Jacob Stroman, deceased, born of the body of the same mother, and their legal representatives, and to prevent the estate of said Stroman from escheating to the State under the escheat laws thereof.

Also a bill to be entitled an act to alter and amend an act entitled an act to protect the planters of "oyster beds," and to give exclusive right to the usufruct of natural beds of oysters in certain cases, and to prevent the taking of terrapins and turtle in certain seasons, approved February 18th, 1856.

The Committee on Enrollment report, as duly enrolled and ready for the signature of the Speaker:

An act to authorize the Tax Collectors of this State to receive in payment of the taxes of the citizens of the same for the year 1857, the bills of certain banks herein designated, and for other purposes herein enumerated.

The House took up the bill to be entitled an act for the reciprocal relief and protection of the banks and Treasury and citizens of this State, which was offered by the Committee on Banks as a substitute for a number of bills on the same subject that had been referred to said committee.

The same was the special order of to-day, and was taken up by paragraphs.

Mr. Kenan proposed to amend the first paragraph of the first section by striking out the words "claiming the privilege of having its notes received for public dues," and inserting in lieu thereof, the words "each bank whose bills shall be used for public dues." The same was received.

Mr. Smith, of Towns, moved to amend by adding, after the word "them," in the fifth line of the first paragraph, in the first section, the following, viz: "And that the several Clerks, Sheriffs and other officers of this State, shall be required to suspend all legal proceedings against debtors or any of them, for the collection of the same, until the first day of November, one thousand eight hundred and fifty-eight. First, that each debtor give bond and approved security to the plaintiff or creditor for the payment of the debt or debts due as aforesaid; said bond to be approved of by the collecting officer, if in the hands of an officer, if not, then by the plaintiff or creditor."

Upon the question of receiving the same, Mr. Smith, of Towns, required the yeas and nays to be recorded.

There are yeas 31, nays 99.

Those who voted in the affirmative are Messrs :

Awtry,	Hall,	Pickett,
Cannon,	Hardy,	Price,
Chapman,	Harris of Cobb,	Roberts of Cherokee,
Davis,	Harris of Dougherty,	Roberts of Scriven,
DeLamar,	Holmes,	Sheffield,
Diamond,	Kimbrough of Stew-	Smith of Towns,
Fain of Fannin,	art,	Sprayberry,
Fain of Union,	Kitchens,	Strickland,
Fortner,	Moore of Glynn,	Wall,
Graham,	Oneal,	Worley,
Grovensteine,	Phillips,	

Those who voted in the negative are Messrs :

Barrett,	Hardeman,	McGregor,
Barton,	Hames,	McLean,
Battle,	Harkness,	McMillian,
Batts,	Harper,	McWhorter,
Bell,	Harrison,	Merchison,
Big ham,	Harrington,	Milledge,
Black,	Hays,	Mintz,
Bogges,	Hillyer,	Moore of Clark,
Brassell,	Hines,	Mott,
Braswell,	Holden,	Moughon,
Causey,	Holliday,	Myers,
Christy,	Hopkins,	Neal,
Clarke,	Hughes,	Owens,
Coleman,	Irwin,	Pittard,
Conley,	Johnson,	Powell,
Craft,	Jones,	Pruett,
Crittenden,	Julian,	Reid,
Curenton,	Kenan,	Shelton,
Darden,	Kendall,	Strange,
Duncan,	Kimbrough of Har-	Taliaferro,
Edwards,	ris,	Taylor,
Embry,	Kirby,	Terrell,
Everett,	Lane,	Tomlinson,
Fannin,	Lazenby,	Walker of Clarke,
Faulk,	Lewis of Green,	Webster,
Fincannon,	Lewis of Hancock,	Westmoreland,
Findley,	Little,	White,
Frederick,	Lockett,	Wilkes,
Fuller,	Luffman,	Williams,
Fullmore,	Marshall,	Willis,
Gay,	Mattox,	Wimberly,
Gilbert,	McAfee,	Wood,

Glass,
Gordon,
Griffith,
Guy,

McConnell,
McDaniel,
McDonald,
McEver,

Wright,
Young.

So the amendment was not received.

Mr. Price, of Pickens, moved to strike out the whole of the second paragraph of the first section, to-wit: "That from and after the first day of January, eighteen hundred and fifty-eight, no bank shall issue a bank note under the denomination of five dollars."

The same was not received.

Mr. Daniel offered the following amendment as an addition to the second paragraph of the first section, viz: "That from and after the first day of January, 1858, all the banks claiming the benefit of this act, shall redeem in specie all of their bills of a less denomination than ten dollars on demand."

Mr. Harris of Dougherty moved to amend the said amendment by striking out the word "ten" and inserting in lieu of the same the word "five."

This motion prevailed.

Mr. Diamond moved further to amend the amendment of Mr. Daniel, by requiring the banks to redeem their bills of all denominations under the same regulations as are specified in relation to the redemption of those of and under the denomination of five dollars.

The motion of Mr. Diamond was lost.

Upon the question of receiving the amendment of Mr. Daniel as amended, Mr. Hardeman required the yeas and nays to be recorded, but previous to the vote being taken, the House, on motion, adjourned until three o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Leave of absence for a few days was granted Messrs. McDaniel, Frederick, Neal and Wimberly.

On motion of Mr. Smith, of Towns, the special order was suspended in order that he might offer the following resolution which was, on motion, taken up, read and agreed to, viz:

Resolved, That the Committee on Finance be authorized to employ a Clerk.

The following message was received from his Excellency, the Governor, through Mr. McComb, his Secretary:

Mr. Speaker:—I am requested by his Excellency, the Governor, to transmit to this branch of the General Assembly, a communication in writing with accompanying documents.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has passed the following resolution, viz:

To appoint a committee of three to join such committee as may be appointed by the House to examine into the condition of the banks of this State and to report on the same.

The committee appointed on the part of the Senate, are Messrs. Buchanan, Spalding and Billups.

I am directed to communicate the same to the House of Representatives forthwith and ask their concurrence.

The unfinished business of the morning was resumed and the Clerk proceeded to record the yeas and nays upon the question of receiving the amendments of Mr. Daniel.

There are yeas 59, nays 76.

Those who voted in the affirmative are Messrs:

Awtry,	Graham,	Moore of Glynn,
Bailey,	Grovensteine,	Neal,
Barrett,	Guy,	Pickett,
Black,	Hall,	Price,
Boggess,	Harkness,	Pruett,
Cannon,	Harris of Cobb,	Roberts of Cherokee,
Clarke,	Harris of Dougherty,	Roberts of Scriven,
Coleman,	Hays,	Sheffield,
Conley,	Hopkins,	Shelton,
Daniel,	Kimbrough of Stew-	Smith of Towns,
DeLamar,	art,	Sprayberry,
Diamond,	Kirby,	Strickland,
Duncan,	Little,	Taliaferro,
Embry,	McAfee,	Walker of Henry,
Fain of Fannin,	McCants,	Wall,
Fain of Union,	McDaniel,	Webster,
Findley,	McGregor,	Wilkes,
Fortner,	McLean,	Worley,
Fullmore,	McMillian,	Wright,
Gay,	Merchison,	Young.

Those who voted in the negative are Messrs:

Barton,	Hardeman,	McDonald,
Battle,	Hames,	McEver,
Batts,	Harper,	McWhorter,
Bell,	Harrison,	Milledge,
Bigham,	Harrington,	Mintz,
Braswell,	Hillyer,	Mizell,
Carter,	Holliday,	Moore of Clark,
Causey,	Holmes,	Mott,
Chapman,	Hughes,	Moughon,
Christy,	Johnson,	Oneal,
Crittenden,	Jones,	Phillips,

Jurenton,	Julian,	Pittard,
Darden,	Kenan,	Powell,
Davis,	Kimbrough of Har-	Reid,
Edwards,	ris,	Strange,
Fannin,	Kitchens,	Taylor,
Faulk,	Lane,	Terrell,
Fincannon,	Lazenby,	Tomlinson,
Fredrick,	Lewis of Greene,	Walker of Clarke,
Fuller,	Lewis of Hancock,	Westmoreland,
Gilbert,	Lockett,	White,
Glass,	Luffman,	Williams,
Gordon,	Marshall,	Willis,
Griffith,	Mattox,	Wimberly,
Hardy,	McConnell,	Wood.

So the amendment was not received.

Mr. Diamond moved to amend the second paragraph of the first section by adding after the word "issue," the words "or put in circulation," which motion was lost.

Mr. Smith, of Towns, proposed to strike out the third, fourth and fifth paragraphs of the first section of the bill, with a view to substitute in lieu thereof, the following, viz:

3d. That during the term of their suspension, no bank shall declare or pay to its stockholders any dividend.

4th. That each and every bank or corporation exercising banking privileges in the State, shall, on or before the first day of January, 1858, resume the payment of specie, and then and always thereafter pay its obligations and liabilities whenever due and demanded, in gold and silver coin, and that after the said first day of January next, the act of December 18th, 1840 shall continue to be and remain in full force and be applicable to all banks and banking corporations, now existing or hereafter to be created in this State, and shall be enforced according to the provisions thereof, against any bank or corporation exercising banking powers in this State, which shall, at any time after said first day of January, 1858, fail and refuse to pay in gold and silver coin whenever due and demanded, any of its obligations or liabilities.

5th. That no bank or corporation exercising banking powers in this State, shall at any time after the first day of January, 1858, issue any bill of any denomination, or incur any liability of any character, at any time when the amount of its paper circulation and other indebtedness shall exceed three dollars for every one dollar of gold and silver coin in its vaults, being its own bona fide property.

6th. That no bank or other corporation in this State having banking privileges shall, by bill of exchange or by any other means whatever, receive more than seven per cent. upon the bills issued or put in circulation by said bank, either under the name of exchange or otherwise, and it shall be the

duty of the president and cashier of each bank in their returns under oath, to the Executive Department, to swear that they have not directly or indirectly received more than seven per cent. upon bill or bills used or circulated by them under the name of exchange or otherwise.

7th. That from and after the first day of January, 1858, no bank shall issue any bill under the denomination of five dollars, and after the first day of January 1859, no bank shall issue or put in circulation any bill under the denomination of ten dollars, and after the first day of January, 1860, no bank or corporation exercising banking privileges in this State shall issue or put in circulation any bill under the denomination of twenty dollars.

8th. That it shall be the duty of the President and Cashier of each bank in this State under the direction of a meeting of its stockholders to notify the Executive that it accepts the provisions of this act as an amendment of its charter and as part of its charter and any bank which shall fail to give said notice within twenty days after it is notified of the passage of this act, shall be subject to all the penalties provided against defaulting banks by the act of December 18th, 1840, and shall not be permitted to avail itself of the benefits of this act in case of proceedings instituted against it for the forfeiture of its charter by virtue of said act of 1840.

The motion to strike out was lost and the amendment was therefore rejected.

Mr. Pickett proposed to strike out all after the word "dividend" in the third paragraph of the first section of the bill.

Upon this motion he required the yeas and nays to be recorded.

There are yeas 42, nays 97.

Those who voted in the affirmative are Messrs:

Awtry,	Fortner,	Price,
Bell,	Gay,	Roberts of Cherokee,
Black,	Hall,	Roberts of Scriven,
Bogges,	Harris of Cobb,	Sheffield,
Cannon,	Harris of Dougherty,	Shelton,
Coleman,	Hays,	Smith of Coweta,
Conley,	Holliday,	Smith of Towns,
Daniel,	Holmes,	Sprayberry,
Diamond,	Hopkins,	Strickland,
Duncan,	Little,	Taliaferro,
Embry,	McCants,	Wall,
Everett,	McDaniel,	Worley,
Fain of Fannin,	McEver,	Wright,
Fain of Union,	Moore of Glynn,	Young.
Findley,	Pickett,	

Those who voted in the negative are Messrs :

Bailey,	Hardeman,	McMillian,
Barrett,	Hames,	McWhorter,
Barton,	Harkness,	Merchison,
Battle,	Harper,	Milledge,
Batts,	Harrison,	Mintz,
Bigham,	Harrington,	Mizell,
Brassell,	Hillyer,	Moore of Clark,
Braswell,	Holden,	Mott,
Carter,	Hughes,	Moughon,
Causey,	Irwin,	Myers,
Chapman,	Johnson,	Neal,
Christy,	Jones,	Oneal,
Clarke,	Julian,	Owens,
Crittenden,	Kenan,	Phillips,
Curenton,	Kimbrough of Har-	Pittard,
Darden,	ris,	Powell,
Davis,	Kimbrough of Stew-	Pruett,
DeLamar,	art,	Reid,
Edwards,	Kirby	Strange,
Fannin,	Kitchens,	Taylor,
Faulk,	Lane,	Terrell,
Fincannon,	Lazenby,	Tomlinson,
Frederick,	Lewis of Greene,	Walker of Clarke,
Fuller,	Lewis of Hancock,	Walker of Henry,
Fullmore,	Lockett,	Webster,
Gilbert,	Luffman,	Westmoreland,
Glass,	Marshall,	White,
Gordon,	Mattox,	Wilkes,
Graham,	McAfee,	Williams,
Griffith,	McConnell,	Willis,
Grovensteine,	McDonald,	Wimberly,
Guy,	McGregor,	Wood.
Hardy,	McLean,	

So the motion was lost.

Mr. Daniel offered the following amendment to the third paragraph of the first section, viz:

“ And provided that in all sales of exchange made by any of the banks who shall take the benefits of this act, the bills of said banks shall be received as specie, and that the exchange now in the possession of any of said banks or that shall hereafter come into their possession, shall not be placed in the hands of any other parties whatsoever, for the purpose of sale under the penalty of a forfeiture of their charter.

The same was not received.

Mr. Pickett proposed to strike out the fourth paragraph for the purpose of inserting in lieu thereof the following, viz :

4th. That each and every bank or corporation exercising

banking privileges within this State shall, on or before the first day of April next, resume specie payment, and that the same lenity be extended to every person or incorporation in this State, that is to say, in all cases where specie is demanded prior to the time set by this act for general resumption of specie payment by the banks, he, she or they, firm or incorporation, shall give bond to the principal with good security for the payment of principal and interest, which shall not be collected until after the first day of April next, and that the Governor be required to issue his proclamation to that effect, so soon as this bill shall have passed both houses of the General Assembly.

Upon the motion to strike out, Mr. Pickett required the yeas and nays to be recorded.

There are yeas 63, nays 72.

Those who voted in the affirmative are Messrs :

Awtry,	Gay,	Moore of Glynn,
Bell,	Gilbert,	Neal,
Bigham,	Graham,	Owens,
Black,	Grovensteine,	Pickett,
Boggess,	Hall,	Price,
Brassell,	Harris of Cobb,	Pruett,
Braswell,	Hays,	Roberts of Cherokee,
Causey,	Holden,	Roberts of Screven,
Chapman,	Holmes,	Sheffield,
Coleman,	Hopkins,	Shelton,
Conley,	Kimbrough of	Smith of Coweta,
DeLamar,	Stewart,	Smith of Towns,
Diamond,	Kitchens,	Sprayberry,
Duncan,	Luffman,	Strickland,
Embry,	Mattox,	Taliaferro,
Everett,	McAfee,	Walker of Henry,
Fain of Fannin,	McDaniel,	Wall,
Fain of Union,	McDonald,	Wood,
Faulk,	McEver,	Worley,
Findley,	McGregor,	Young,
Fortner,	McLean,	
Fullmore,	McMillan,	

Those who voted in the negative are Messrs:

Bailey,	Harper,	Mintz,
Barrett,	Harrison,	Mizell,
Barton,	Harrington,	Moore of Clarke,
Battle,	Hillyer,	Mott,
Batts,	Holliday,	Moughon,
Carter,	Hughes,	Myers,
Christy,	Irwin,	Oneal,
Crittenden,	Johnson,	Phillips,
Curenton,	Jones,	Pittard,

Darden,	Julian,	Powell,
Davis,	Kenan,	Reid,
Edwards,	Kimbrough of Har-	Taylor,
Fannin,	ris,	Terrell,
Fincannon,	Kirby,	Tomlinson,
Frederick,	Lane,	Walker of Clarke,
Fuller,	Lazenby,	Webster,
Glass,	Lewis of Greene,	Westmoreland,
Gordon,	Lewis of Hancock,	White,
Griffith,	Little,	Wilkes,
Guy,	Lockett,	Williams,
Hardy,	Marshall,	Willis,
Hardeman,	McConnell,	Wimberly,
Hames,	McWhorter,	Wright.
Harkness,	Merchison,	
Harris of Dougherty,	Milledge,	

So the motion was lost.

The use of the Representative Hall was granted the Hon. Mark A. Cooper, for the purpose of delivering a lecture to-morrow evening, on the subject of iron in Georgia, its supply and consumption, resources, uses, value, &c.

The House then adjourned until ten o'clock a. m., to-morrow.

THURSDAY, NOVEMBER 19th, 1857.

The House met pursuant to adjournment.

Leave of absence for few days was granted to Messrs. Christrie, Hames, Roberts of Scriven, Wright, Beall, Batts, Gilbert and Bigham, on special business.

Also, to Mr. Marshall on account of the extreme illness of his family.

On motion of Mr. Smith of Coweta, the special order was suspended and the resolution of the Senate, which is as follows, was taken up and read, to wit;

Resolved, That a committee of three from the Senate be appointed to join such committee as may be appointed by the House of Representatives for the purposes of examining into the condition of the assets and extent of the liabilities of such banks as have suspended specie payment, in this State, and to report the actual condition of the same from an inspection of the assets of said banks.

Mr. Lewis of Greene, proposed to amend the same by adding the following, viz:

And that said committee have the authority to employ a suitable number of clerks to be paid for their services out of the contingent fund, and to call into service, the militia of

the State, to force such banks as refuse to submit to such examination, to throw open their doors and expose their assets to a fair and full investigation.

The same was not received, and the resolution was lost.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to reduce the Sheriff's bond in the counties of Towns, Camden and Haralson.

Also, a bill to be entitled an act to reduce the work on roads in the counties of Worth, Irwin and Wayne.

Also, a bill to be entitled an act to repeal an act to authorize the Justices of the Inferior Court of the counties of Towns, Telfair, Clarke and Worth, to lay off said counties into school districts, to appoint Trustees for the same, and to provide for the election of Treasurers in each, &c., so far as relates to Walton county.

The following message was received from the Governor, by Mr. McComb, his Secretary :

Mr. Speaker.—The Governor has signed an act to authorize the Tax Collectors of this State, to receive in payment of the taxes of the citizens of the same, for the year 1857, the bills of certain banks herein designated, and for other purposes herein enumerated.

Mr. Irwin presented the memorial of the bank of Darien, which on his motion, was, without being read, referred to the committee on banks.

The House then resumed the unfinished business of yesterday, to wit :

A bill to be entitled an act for the reciprocal relief and protection of the banks and Treasury, and citizens of this State.

Mr. Little proposed to amend by striking out, where it occurs in the fourth paragraph of the first section, the word, "November" and by inserting in lieu of the same, the word, "April." The same was not received.

He also proposed to amend the same paragraph by striking out the word "thirty" where it occurs in the fifth line thereof, and inserting the word "five." The amendment was not received.

Mr. Strickland, from Madison, moved to strike out the word "November" where it occurs in the fourth paragraph of the first section, and to insert in lieu of the same, the word "July."

Mr. Keuan called for a division of the question, and upon the motion to strike out, Mr. Gordon required the yeas and nays to be recorded,

There are yeas 32, nays 103.

Those voting in the affirmative are Messrs :

Awtry,	Hall,	Shelton,
Bigham,	Hays,	Smith of Towns,
Black,	Hopkins,	Sprayberry,
Boggess,	Lewis of Calhoun,	Strickland,
Christy,	Little,	Taliaferro,
Coleman,	McCants,	Wall,
Diamond,	McLean,	Worley,
Duncan,	Pickett,	Wright,
Fain of Fannin,	Price,	Young,
Fincannon,	Roberts of Cherokee,	
Fullmore,	Sheffield,	

Those who voted in the negative are Messrs :

Bailey,	Hardeman,	McEver,
Barrett,	Hames,	McGregor,
Barton,	Harkness,	McMillian,
Battle,	Harris of Dough-	McWhorter,
Batts,	erty,	Merchison,
Brassell,	Harper,	Milledge,
Braswell,	Harrison,	Mintz,
Cannon,	Harrington,	Mizell,
Carter,	Hillyer.	Moore of Clarke,
Causey,	Hines,	Moore of Glynn,
Chapman,	Holden,	Mott,
Clarke,	Holliday,	Mouhon,
Conley,	Holmes,	Myres,
Craft,	Hughes,	Neal,
Crittenden,	Irwin,	Oneal,
Curenton,	Johnson,	Owens,
Daniel,	Jones,	Phillips,
Darden,	Julian,	Pittard,
Davis,	Kenan,	Powell,
DeLamar,	Kimbrough of Har-	Pruett,
Edwards,	ris,	Reid,
Embry,	Kimbrough of Stew-	Roberts of Scriven,
Everett,	art,	Taylor,
Fain of Union,	Kirby,	Terrell,
Fannin,	Kitchens,	Tomlinson,
Faulk,	Lane,	Walker of Clarke,
Frederick,	Lazenby,	Walker of Henry,
Fuller,	Lewis of Greene,	Webster,
Gay,	Lewis of Hancock,	Westmoreland,
Gilbert,	Lockett,	White,
Glass,	Luffman,	Wilkes,
Gordon,	Marshall,	Williams,
Graham,	Mattox,	Willis,
Grovensteine,	McAfee,	Wood,
Guy,	McConnell,	
Hardy,	McDonald,	

So the motion to strike out was lost,

Mr. Duncan proposed to amend the fourth paragraph by adding thereto the following, to wit:

"And that each and every bank that elects to take the benefits of this act, shall execute the required bond, with the Governor, on or before the first day of January next, and that the notes of all such banks bear interest from the date of the execution of the bond, to be collected by law.

The same was not received.

Mr. Cannon offered as an additional paragraph to be inserted between the fourth and fifth paragraph of the original bill, and to be numbered the fifth, the following, to wit:

"Fifth, That during the suspension of specie payments by the banks of this State, no debtor shall be forced by any process now issued or that may hereafter be issued from any of the Courts of law or equity in the State, to pay the amount of his, her or their debt in specie, but upon giving bond and security to the plaintiff in execution, stay the operation of the same, until there shall be general resumption of specie payment."

The same was for the present withdrawn, when the House on motion, adjourned until 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. McWhorter asked and obtained leave of absence, after twelve o'clock, until Monday morning, on special business.

Mr. Lazenby of Columbia obtained leave of absence for a few days on account of the illness of his family.

On motion of Mr. Smith of Towns, a communication of yesterday, from his Excellency, the Governor, was taken up and read, viz:

EXECUTIVE DEPARTMENT, }
Milledgeville, Georgia, Nov. 18, 1857. }

To the House of Representatives:

The accompanying papers are copies of all the correspondence of file and record, in this department, called for by your resolution of the 16th inst, on the subject of the arms lost at the massacre of the Goliad, by the Georgia Battalion, and the proposed erection of a monument to the memory of the brave men who fell on that memorable occasion. It is proper, however, to state, that I learn through my predecessor in office, that on account of some technical exceptions to the evidence presented by this Department, in support of its claim, the Governor of Texas declined to make payment, and that no action has since been taken on it.

JOSEPH E. BROWN.

Mr. Cannon renewed his motion to amend by adding a paragraph between the fourth and fifth, to be numbered the fifth.

Mr. Gordon offered the following as a substitute therefor, viz:

“And be it further enacted, that in the case of all judgments hereafter rendered during the period of suspension of specie payments, upon which specie shall be demanded, the defendant shall be entitled to a stay of execution until the time at which there shall be a general resumption of specie payments by the banks of this State, upon giving bond and security for the eventual payment of the said judgment.”

The same was adopted.

Mr. Smith of Towns, proposed the following as a substitute for the amendment of Mr. Gordon, viz:

“Provided that the provisions of this bill shall not be extended to any bank or corporation exercising banking powers or privileges in this State, until the said bank or corporation shall have given bond and security to be approved by the Governor, for the redemption, upon demand in gold and silver coin, of all their bills which are now or may be in circulation after the first of November, 1858; and, provided further, that it shall not be lawful after the passage of this act for any Sheriff, constable, coroner or other officer of this State to proceed to sell any property which they have now levied on, or may hereafter levy upon, until the same shall have been advertised at least twelve months in the same manner as sales are now advertised by law. Provided, this stay of execution shall not continue longer than the general resumption of specie payments.

Pending a discussion upon this, Mr. Kenan moved to recommit the bill, which motion was lost.

The House then adjourned without any further action upon the proposed substitute, until to-morrow 9½ o'clock, a. m.

FRIDAY, NOVEMBER 20th, 1857.

The House met pursuant to adjournment.

The call of the counties being the regular order of the day, the following bills were reported and read the first time, to-wit:

Mr. Kenan reported a bill to be entitled an act to enlarge the powers of juries at common law, and a bill to be entitled an act to define the powers of the Supreme Court of this State, relative to the reversal of its own decisions.

Mr. Schley reported a bill to be entitled an act to compel free persons of color, to remove from this State or be sold into slavery, to prevent any free person of color from being an inhabitant of this State after the 1st, January 1860, also to prevent negroes from hiring their own time.

Mr. McLean reported a bill to be entitled an act to appropriate a sum of money to remove obstructions from Big Lotts and Fifteen Mile creeks, and to render the same navigable for the transportation of timber, rafts, wood and other produce therein, and for other purposes herein mentioned.

Mr. Boggess reported a bill to be entitled an act to compensate the Petit Jurors of the county of Carroll, and provide for the payment of the same.

Mr. Embry reported a bill to be entitled an act to lay out a new county of the county of Carroll, and portions of the counties of Paulding and Campbell, and to organize the same.

Mr. Sprayberry reported a bill to be entitled an act to exempt merchants, physicians, mechanics and other tradesmen, and all other persons keeping accounts, from introducing their books in Court to prove their accounts, except in certain cases therein named.

Mr. Gordon reported a bill to be entitled an act to grant to the United States, certain territory within the limits of the city of Savannah; a bill to be entitled an act to appoint an additional commissioner of the Greene and Pulaski monument fund; a bill to be entitled an act to extend the charter of the Savannah Institution for savings, and a bill to be entitled an act for the relief and protection of certain persons therein named.

Mr. Fortner reported a bill to be entitled an act to prohibit persons in the county of Emanuel, from poisoning the water courses in the county of Emanuel, with buckeye and other poisonous substances, for the purpose of catching fish, and thereby destroying cattle and other stock on said water courses.

Mr. Diamond reported a bill to be entitled an act to authorize D. A. Weaver, of the county of DeKalb, to practice medicine and charge for the same.

Mr. Craft reported a bill to be entitled an act for the relief of Mrs. Elizabeth Thompson, of the county of Elbert, and to repeal conflicting laws in her case only.

Mr. Westmoreland reported a bill to be entitled an act to incorporate the "Fulton Mining, Smithing and Manufacturing Company."

The following message was received from the Senate; by Mr. Terhune, their Secretary.

Mr. Speaker :—The Senate has passed the following bills :
A bill to be entitled an act for the relief of Peter Cole, of Gilmer county.

Also, a bill to be entitled an act, to consolidate the offices

of Clerk of the Superior and Inferior Court of Columbia county.

Also, a bill to be entitled an act to repeal an act to incorporate the "Sweet Water Manufacturing Company," but to continue the corporation to collect and pay its debts.

Also, a bill to be entitled an act to lay out and organize a new county, from the counties of Lumpkin and Gilmer, and for other purposes therein named.

Also, a bill to be entitled an act to regulate and define the time of holding the Superior Courts of several counties of the Cherokee circuit, to authorize the Judge of the said Court, to hold two weeks Court in Gordon and Catoosa counties, and to draw two pannels of jurors to serve in the counties of Gordon and Catoosa.

Also, a bill to be entitled an act, to amend the act approved Dec. 7th, 1823, and the act approved Dec. 22d, 1829, to prevent obstructions to the passage of fish in the Ocmulgee River, and its branches, and to extend the provisions of the same, to the Altamaha, Oconee, Ocklockney, and Little Rivers.

The following bills were reported and read the first time, viz :

Mr. Moore reported a bill to be entitled an act additional to the former acts, relating to Glynn Academy and its estate, confirming the election and acts of the present acting board of trustees, and more fully defining their numbers, powers and duties, and for other purposes.

Mr. Bailey reported a bill to be entitled an act to prevent persons who are non-residents of this State from fishing with seines so far as relates to the county of Camden.

Mr. Chapman reported a bill to be entitled an act to prevent a monopoly of the power and funds of Railroad corporations in Georgia.

Mr. Edwards reported a bill to be entitled an act to authorize John Mattox of the county of Harris, to peddle without paying for license.

Mr. Hopkins reported a bill to be entitled an act to consolidate the offices of the Superior and Inferior Courts of the county of Gwinnett.

Mr. Moore reported a bill to be entitled an act to explain an act entitled an act to incorporate a Railroad company to be called the Atlantic & Gulf Railroad Company, and for other purposes therein named. Approved February 27th, 1856.

Mr. Powell reported a bill to be entitled an act to require all persons owning wild or uncleared land in this State, out of the counties in which they reside, to give in the same, and the county, district and section in which they are situated or were at the time of being granted, to the Tax Receivers of the county in which they reside.

Mr. Lewis of Hancock reported a bill to be entitled an act

for the better preservation of the interests of certain classes of the citizens of this State, by adopting and making valid certain records, and for other purposes.

Mr. Fannin reported a bill to be entitled an act to amend an act passed 17th day of December, 1847, to authorize parties to compel discoveries at common law, and for other purposes therein mentioned.

Mr. Davis reported a bill to be entitled an act to define the priority of judgments obtained in the several courts of this State and for other purposes therein named. Mr. Owens reported a bill to be entitled an act to authorize certain commissioners therein named to view, mark out, and ascertain the dividing line between the counties of McIntosh and Liberty, by the laws heretofore passed in 1793 and 1806, herein more plainly construed.

Mr. Mott reported a bill to be entitled an act to repeal so much of an act entitled an act to organize and establish a criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, approved March 5th, 1856, as relates to the city of Columbus.

Mr. Luffman reported a bill to be entitled an act to give certain privileges therein mentioned, to William B. Wafford, of the county of Murray.

Mr. Davis reported a bill to be entitled an act to appoint commissioners to digest and prepare a code of statute laws, of this State, and to report the same to the next Legislature.

Mr. Kimbrough reported a bill to be entitled an act to amend an act entitled an act to regulate the rates of Tavern license in this State, approved December 15th, 1809, so far as the same relates to the county of Stewart.

Mr. Hughes reported a bill to be entitled an act to amend the several acts now in existence, in relation to the line between the counties of Liberty and McIntosh; to more clearly define said line, and to authorize the county surveyors of the above named counties to mark out and define said line according to the provisions of this act.

Mr. Bigham reported a bill to be entitled an act to amend the "tax laws" of this State, and a bill to be entitled an act for the relief of Joel P. Cline.

Mr. Perrell reported a bill to be entitled "an act to authorize the foreman of the Grand Juries, to swear witnesses."

Mr. Sheffield reported a bill to be entitled "an act to compel persons to give in and pay taxes on all land in this State, in the county where the land lies."

Mr. Strange reported a bill to be entitled an act to lay off and organize a new county out of the counties of Washington, Laurens and Emanuel, to be called Johnson county, to attach the same to the Middle Judicial District, to the first Congressional District, and to the second Brigade and first division Georgia Militia, and for other purposes."

Mr. Conley reported a bill to be entitled "an act for the relief of the county of Wilkinson."

Mr. Irwin reported a bill to be entitled an "act to amend the several acts now in force providing for the election of members of the City Council of Augusta, the Mayor of said city, the registration of voters, and organizing a recorder's court in that city, so as in future to provide for the election of members of the city council, and all officers and agents of the grade specified by general tickets, and the appointment of all other officers and agents by the Mayor, and for other purposes."

Mr. Hillyer reported a bill to be entitled "an act to change the line between the counties of Walton and Gwinnett, so as to include the residence of H. T. George, of the county of Gwinnett, in the county of Walton."

Mr. Taliaferro reported a bill to be entitled "an act to amend the 2d, section of an act, assented to the 13th day of December, 1816, and also, amendatory of an act assented to the 19th day of December, 1818, to point out the amount of constables bonds in the 872d districts G. M. of Whitfield county, in the city of Dalton, and to change the manner of suing on the same, as is now prescribed by said act of 1816."

Mr. Daniel reported a bill to be entitled "an act for the relief of Peter H. Coffee, administrator of Mark Wilcox, deceased, Calvin Quinn, Henry J. Campbell, Woodson Wilcox, William Brewer, administrator of Archibald Brewer, deceased, and Christopher C. Smith, securities of Abraham P. Powell, late Tax Collector of Telfair county, and to appropriate money for the same."

Mr. Smith, of Tatnall, reported a bill to be entitled "an act to change the line between the counties of Liberty and Tatnall, so as to include the residence of Jessee Kikaliter, Jr., in the county of Tatnall."

Mr. Smith of Towns, reported a bill to be entitled "an act to provide for the compensation of Richard L. Hunter, for his services in making a survey of the Okefenokee Swamp."

Mr. Fain, of Union, reported a bill to be entitled "an act to authorize the Justices of the Inferior Court of Union county, to levy an extra tax upon certain conditions therein specified, and for other purposes therein mentioned."

Mr. Lewis, of Hancock, reported a bill to be entitled "an act to amend an act for the better defining the duties of the Inferior Court of the county of Thomas, as to bridges and public works and pedlars, and for other purposes."

Mr. Guy reported a bill to be entitled "an act to repeal an act approved March 5th, eighteen hundred and fifty-six, authorizing the Clerks of the Superior and Inferior Courts of the county of Ware, to hold their offices at their residences, if within eight miles of the Court House, in said county and to

require them to hold their offices at the Court House in said county, or within one mile of said Court House."

Mr. Hughes reported a bill to be entitled an act to amend a portion of an act assented to December 3d, 1847, entitled an act to abolish the allowance of tare or gross weight in bales of unmanufactured cotton."

Mr. Daniel reported a bill to be entitled "an act to build a durable crossway over the Alapahaw river, near Irvinville, on the great public road leading from Jacksonville to Albany."

Mr. Harrison offered the following resolution which was on motion taken up, read and agreed to, viz:

Resolved, By the General Assembly, that a Committee be appointed consisting of three from the House, and two from the Senate, whose duty it shall be to examine the furniture of the Executive Mansion, and to make immediate arrangements for the purchase of such as may be needed. The Committee appointed under the same, consists of Messrs. Harrison, Smith of Towns and Milledge. The Clerk was directed to communicate the same to the Senate without delay.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has passed the bill of the House of Representatives entitled an act to submit the question of the removal of the county site of Cass county, from its present location, to the legal voters of said county, and for other purposes, by adopting a substitute in lieu of the original bill, and I have been directed to transmit the same forthwith to the House of Representatives.

Mr. Milledge reported a bill to be entitled an act to incorporate the Southern Mutual Insurance Company, which was read the first time.

Mr. Milledge presented a memorial on the subject of the manufacture of salt, which on his motion was referred to the Committee on Agriculture and Internal Improvements without being read.

Mr. Strickland offered the following resolution, which was on motion taken up read and agreed to, viz:

Whereas it is important that this General Assembly do adjourn at least by Christmas, and whereas much of the time of this House is taken up in the consideration of comparatively unimportant and local objects of legislation to the end, therefore, that we may cut off all unnecessary and useless legislation and thus expedite the more important business already pending as well as that which may hereafter be brought before this House, therefore, resolved, that this House hereafter refuse to entertain any bill having for its object the incorporation of any meeting house, camp or burial ground, rifle or volunteer company, or any bill the object of which is fully provided for by existing laws.

The Senate bill to be entitled "an act to authorize the

rawing additional panels of Grand and Petit Jurors, for the inferior Court of Dougherty county," was taken up and had the first time.

On motion of Mr. Hillyer, the bill for the pardon of John Lack, now under sentence of death for the crime of murder, as referred to the Judiciary Committee with instructions to report thereon to-morrow morning at ten o'clock.

The House then took up the unfinished business of yesterday, viz :

A bill for the reciprocal relief and protection of the banks and treasury, and the citizens of this State.

On motion of Mr. Kenan the same was recommitted to the committee on Banks to be reported on by said committee to-morrow.

The bill of the Senate to be entitled "an act to alter and amend the twelfth section of the first article of the constitution of this State," was taken up out of its order.

The report was agreed to.

The bill was read the third time and upon the question its passage, the Speaker ordered the yeas and nays to be recorded.

There are yeas 111, nays 18.

Those who voted in the affirmative are Messrs :

wtry,	Harris of Cobb,	Mintz,
asley,	Harris of Dough-	Mizell,
arrett,	erty,	Moore of Glynn,
arton,	Harper,	Mott,
attle,	Harrison,	Moughon,
lack,	Harrington,	Myers,
ogges,	Hays,	Neal,
rassell,	Hillyer,	Oneal,
raswell,	Hines,	Owens,
annon,	Holden,	Phillips,
arter,	Holliday,	Pickett,
ausey,	Hopkins,	Pittard,
hapman,	Hughes,	Powell,
larke,	Irwin,	Pruett,
tonley,	Jones,	Reid,
craft,	Julian,	Roberts, of Chero-
rittenden,	Kenan,	kee,
urenton,	Kimbrough of	Schley,
arden,	Harris,	Sheffield,
davis,	Kimbrough of	Shelton,
eLamar,	Stewart,	Smith of Coweta,
diamond,	Kirby,	Smith of Talbot,
edwards,	Kitchens,	Smith of Tatnall,
mbry,	Lane,	Sprayberry,
everett,	Lazenby,	Strange,
ain of Fannin,	Lewis of Calhoun,	Strickland,

Faulk,	Lewis of Greene,	Taliaferro,
Fincannon,	Lewis of Hancock,	Taylor,
Frederick,	Lockett,	Terrell,
Fuller,	Mattox,	Walker of Clarke,
Fullmore,	McAfee,	Walker of Henry,
Gordon,	McCants,	Webster,
Griffith,	McConnell,	Westmoreland,
Grovensteine,	McEver,	Wilkes,
Hall,	McGregor,	Williams,
Hardy,	McLean,	Willis,
Hardeman,	Merchison,	Wimberly,
Hames,	Milledge,	Worley.
Harkness,		

Those who voted in the negative are Messrs :

Coleman,	Guy,	Price,
Fain of Union,	Holmes,	Smith of Towns,
Fannin,	Kendall,	Tomlinson,
Findley,	Luffinan,	White,
Glass,	McDonald,	Wall,
Graham,	McMillan,	Wood.

The same having received two thirds of all the votes cast, was passed.

The House on motion took up the following resolution, viz :

Whereas, there have been sundry charges of fraud, misconduct and wastefulness in the management of the Western Atlantic Railroad, and whereas it is due to the interests of the State as well as an act of justice to the officers and employees of said Railroad, that the truth of said charges be enquired into. Therefore resolved by the Senate and House of Representatives of the State of Georgia in General Assembly met, that a committee of three be appointed on the part of the House and two on the part of the Senate, who shall form a joint committee whose duty it shall be to proceed to the Western and Atlantic Railroad and make a thorough examination of the finances, equipments, construction and general management and condition of said Railroad, and said committee are hereby empowered to procure such assistance as they may find necessary to examine all books and papers connected with the business of said road, to compel the attendance of all persons whose testimony they may require and to call upon the Superintendent and other officers and agents of said road for such information as they may deem necessary in the discharge of their duties.

Be it further resolved, That all bills now before the House or Senate, relating to the disposition of said railroad in any manner whatever, be postponed until the report of said committee is received.

Mr. Westmoreland proposed to amend the same by requir-

ng the committee to make their report to the next Legislature.

The same was not received.

Mr. Hardeman moved to amend by requiring the members of said committee to pay their own expenses.

The same was received.

Mr. Smith moved that the Speaker place Mr. Hardeman on said committee, which prevailed.

The resolution as amended was lost.

The House took up the report of the committee on the bill to be entitled an act to amend an act assented to February 17th, 1854, entitled an act to secure the persons in possession, on applications for grants under the laws pertaining to head rights.

The report was agreed to, the bill was read the third time and passed.

Messrs. Crittenden, McCants and Terrell, obtained leave of absence for a few days on special business.

On motion, Mr. Smith, of Towns, and Mr. Lewis, of Hancock, were added to the Committee on Banks.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker :—I am instructed by the Senate to inform the House of Representatives that the Senate has concurred in the resolution of the House of Representatives, appointing a committee to examine and purchase such furniture as may be needed for the executive mansion immediately, and the committee appointed on the part of the Senate, are Messrs. Reynolds and Cone.

The House took up the report of the committee on the bill to be entitled an act to alter and amend the eighth section of an act passed 14th December, 1811, so far as relates to drawing jurors in Justice's Courts, by the Justice or Justices residing in each Captain's district, in conjunction with commanding officers of said district.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to compensate witnesses attending Justice Courts in the county of Catoosa, and to compensate Justices of the Peace in said county, for certain services therein named.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to repeal the sixth section of an act entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Juries of the several counties of this State, approved February 26th, 1856.

The report was agreed to.

The bill was read the third time and passed.

The House on motion adjourned until 10 o'clock, a. m. to-morrow.

SATURDAY, NOVEMBER 21st, 1857.

The House met pursuant to adjournment.

Mr. Hardeman presented the memorial of Richard K. Hines, which on his motion was referred to the Judiciary Committee, without being read.

Mr. Grovensteine asked and obtained leave of absence for a few days, after Tuesday next, on special business.

Leave of absence was granted Mr. Kimbrough for a few days, on account of the illness of his family.

The committee on banks, to whom was referred the bill for the reciprocal relief and protection of the banks and treasury, and citizens of this State, asked until Tuesday morning next to make their report.

The same was granted, and the matter of their report made the special order for that day.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker :—The Senate has passed the following bill of the House of Representatives, entitled an act to change the times of holding the Superior Courts of the Brunswick Circuit with amendments, and I am directed to forthwith communicate the same to this branch of the General Assembly.

Mr. Speaker :—The Committee on Enrollment, report as duly enrolled and ready for the signature of the Speaker, a resolution appointing a joint committee consisting of three on the part of the House, and two on the part of the Senate, to examine the furniture of the Executive Mansion, and to purchase such as may be needed.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker :—The Senate has passed the following bills:

A bill to be entitled an act to consolidate the offices of Tax Receiver and Collector of Pickens county.

Also, a bill to be entitled an act to designate the brigade, and the division of the Georgia Militia, to which the county of Terrell belongs.

Also, a bill to be entitled an act to remunerate the Receiver of Tax Returns, for the county of Chatham, for sundry services performed, wherein no compensation is now allowed by law, and otherwise define his duties.

Also, a bill to be entitled an act to establish and incorporate a Female College, in the city of Marietta, and for other purposes.

Also, a bill to be entitled an act to re-enact the 1st section of an act, entitled an act to amend the several acts in relation to the Town of Athens, approved February 14th, 1856.

Also, a bill to be entitled an act to point out the mode of making the Canoochee Bridge in Bryan county a toll bridge.

Also, a bill to be entitled an act to alter and change the line between the counties of Irwin and Berrien.

Also, a bill to be entitled an act to amend an act entitled an act, to authorize the "Wills Valley Railroad Company" incorporated by the Legislature of the State of Alabama, to construct their road through Dade county Georgia, and for other purposes.

Also, a bill to be entitled an act to alter and amend the road laws, so far as relates to the county of Glynn.

Also, a bill to be entitled an act for the relief of Sophia Avant, of Washington county.

Also, a bill to be entitled an act to change the boundary of the corporate limits of the town of Ringgold.

Also, a bill to be entitled an act to lay off and organize a new county from the counties of Fayette and Henry, and for other purposes therein mentioned.

Also, a bill to be entitled an act to repeal an act to provide for the election of trustees of Effingham county Academy, and for other purposes, approved March 4th, 1856.

Also, a bill to be entitled an act for the relief of Lewis Jones, Richard Turner, and Solomon Hart of the county of Harris.

The Senate has also agreed to a joint resolution, to authorize the Governor to appoint a committee to examine and report upon the merits of a "Supplemental Digest" of the laws of Georgia, by Z. J. Anderson.

The Judiciary Committee to whom was referred a bill to be entitled an act to pardon John Black, of the county of Habersham, now under sentence of death for the crime of murder, together with the question, has the General Assembly power to commute the punishment of death? reported affirmatively in regard to this question.

Said bill being the special order for to-day, was taken up.

The report was agreed to.

The bill was read the third time, and after considerable discussion, the same was on motion of Mr. Irwin, recommitted to the committee of the whole House.

Mr. Hardeman from the Committee on Enrollment reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of

Representatives, an act to alter and amend the twelfth section of the first article of the Constitution of the State.

The following message was received from the Governor, through Mr. McComb, his Secretary.

Mr. Speaker:—The Governor has approved and signed a resolution appointing a committee from each branch of the General Assembly, to examine the furniture of the Executive Mansion, and to make purchase of the same if needed.

The House on motion of Mr. Cannon, of Wayne, adjourned until 3 o'clock p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the Judiciary Committee on the following bills, viz :

To provide compensation for the Grand and Petit Jurors, of the counties of Jefferson, Decatur, Forsyth and Chattooga.

Also, a bill for the better protection of minor children, and for other purposes.

The report being adverse to their passage from the fact that a general law embracing the objects of the foregoing bills is now in force, was agreed to, and the same was consequently lost.

The House took up the report of the committee on the bill to be entitled "an act to abolish imprisonment for debt, except in certain cases herein mentioned."

The report of the Judiciary Committee which was adverse to the passage of the bill, was not agreed to.

The report of the committee of the whole was agreed to.

The bill was read the third time, and on the question shall this bill now pass, Mr. Luffman required the yeas and nays to be recorded.

There are yeas 49, nays 45.

Those who voted in the affirmative are Messrs :

Barrett,	Hardeman,	Mott,
Black,	Harper,	Oneal,
Cannon,	Harrington,	Phillips,
Clarke,	Holden,	Pickett,
Curenton,	Hughes,	Price,
Coleman,	Julian,	Roberts, of Chero-
Davis,	Kimbrough of	kee,
Duncan,	Harris,	Schley,
Embry,	Kitchens,	Sheffield,
Everett,	Lane,	Smith of Coweta,
Fain of Fannin,	Lewis of Calhoan,	Smith of Towns,
Fain of Union,	Luffman,	Strickland,

Findley,	McAfee,	Taliaferro,
Fullmore,	McConnell,	Walker of Henry,
Gay,	McLean,	Wood,
Hall,	Merchison,	Worley,
Hardy,	Mintz,	Young.

Those who voted in the negative are Messrs :

Awtry,	Hays,	Moore of Glynn,
Braswell,	Hillyer,	Myers,
Craft,	Holliday,	Owens,
Daniel,	Hopkins,	Pittard,
Darden,	Johuson,	Powell,
deLamar,	Jones,	Pruett,
Fannin,	Kimbrough of	Reid,
Fincannon,	Stewart,	Shelton,
Glass,	Lazenby,	Taylor,
Gordon,	Lewis of Hancock,	Walker of Clarke,
Graham,	Lockett,	Webster,
Griffith,	Mattox,	Westmoreland,
Grovensteine,	McDonald,	White,
Guy,	McEver,	Williams,
Harkness,	Mizell,	Willis,
Harris of Cobb,		

So the bill was passed.

On motion of Mr. Cannon, the bill to be entitled an act to compel persons residing out of this State to return all lands owned by them in this State, in the county where the land lies, to require the citizens of this State, to give in the number, district, and section, and county, where their lands lie, to point out certain duties of the Comptroller General, and for other purposes, was taken up read the second time and committed for the third reading.

On motion of Mr. Smith, of Towns, the Senate amendments to the bill of the House, to be entitled an act to change the times of holding the Superior Courts of the Brunswick Circuit, were taken up and concurred in.

A bill to be entitled an act to regulate the mode of collecting Jury fees for the county of Terrell, and for compensating Petit Jurors in said county, was read the second time and committed for a third reading.

A bill to be entitled an act to alter and amend the third, fourth, seventh and twelfth sections of the first article of the Constitution of this State, was read the second time and referred to the committee on the Judiciary.

The House then adjourned until 10 o'clock a. m. Monday morning.

MONDAY, NOVEMBER 23d, 1857.

The House met pursuant to adjournment.

The call of the counties being the regular order of the day the following bills were reported and read the first time, viz:

Mr. Harkness reported a bill to be entitled an act to authorize the Justices of the Inferior Court of Butts county to levy an extra tax for the purpose of building a new jail or repairing the old one in said county.

Mr. Lockett reported a bill to be entitled an act to change certain Congressional districts therein named, and a bill to be entitled an act to compensate Abner P. Powers for extra services required and performed by him as Judge of the Superior Courts of the Macon Circuit.

Mr. Hardeman reported a bill to be entitled an act to authorize Tillula Ellen Butts to apply for and receive grants to lot twenty-seven (27) lying in the tenth district of the first (1) section of Ware county, and lot number forty-eight (48) in said district, and section in said county, each containing four hundred and ninety (490) acres, upon her paying up in full, the unpaid purchase money due thereon, with interest and the grant fees for the same.

Mr. Harrison reported a bill to be entitled an act to point out the mode of levying and collecting distress warrants for fines, issued by the General Board of Road Commissioners of the county of Chatham, to define the liability of the levying officer, and to establish his fees.

Mr. Guy reported a bill to be entitled an act to prevent non-residents of the county of Colquitt, from camp-hunting and for other purposes therein mentioned.

Mr. Worley reported a bill to be entitled an act to subject all the property of this State, either real or personal, of the tax payers of this State, to levy and sale under tax *fi. fa.*, and for other purposes therein mentioned.

Mr. Boggess reported a bill to be entitled an act to authorize William B. Ayers of the county of Carroll, to practice medicine and charge and collect for the same, and a bill to be entitled an act to endow the Atlanta Medical College.

Mr. Barrett offered the following resolution, which, on his motion was taken up and read, viz:

Resolved, That the House shall meet after to day, at 9 1-2 o'clock, a. m., adjourn at 12 1-2, p. m. meet at 3, p. m., and adjourn at 5, p. m.

Upon the question of agreeing to the same, Mr. Roberts of Cherokee, required the yeas and nays to be recorded, there are yeas 48, [47,] nays 62, [60.]

Those who voted in the affirmative are Messrs :

Bailey,	Hardy,	Owens,
Barrett,	Hays,	Reid,

ick,	Holmes,	Roberts of Cherokee,
isswell,	Hopkins,	Sheffield,
leman,	Jones,	Smith of Tatnall,
ft,	Julian,	Smith of Towns,
mbie,	Lane,	Sprayberry,
erett,	Lewis of Calhoun,	Strickland,
in of Union,	McConnell,	Walker of Henry,
icannon,	McDonald,	Wall,
idley,	McEver,	Westmoreland,
rtner,	McGregor,	Willis,
y,	McLean,	Wood,
iffith,	McWhorter,	Worley,
y,	Mintz,	Young.
ll,	Myers,	

Those who voted in the negative are Messrs :

vtry,	Harper,	Moore of Clark,
rton,	Harrison,	Moore of Glynn,
gguess,	Harrington,	Mott,
usey,	Hillyer,	O neal,
arke,	Hines,	Phillips,
nley,	Holden,	Pickett,
niel,	Holliday,	Pittard,
rden,	Howard,	Powell,
.vis,	Hughes,	Pruett,
Lamar,	Irwin,	Schley,
ncan,	Kenan,	Shelton,
lwards,	Kimbrough of Stew-	Smith of Coweta,
in, of Fannin,	art,	Strange,
nnin,	Kirby,	Taliaferro,
illmore,	Kitchens,	Tomlinson,
ass,	Lewis of Hancock,	Walker of Clarke,
ordon,	Lockett,	White,
raham,	Luffman,	Wilkes,
ardeman,	McMillian,	Williams.
arkness,	Merchison,	

arris of Dougherty, Milledge,
So the same was not agreed to.

The following bills were reported and read the first time
wit :

Mr. Phillips reported a bill to be entitled an act for the re-
f of Frances E. M. Cutchen of Merriwether county, wife of
William W. M. Cutchen.

Mr. Underwood reported a bill to be entitled an act to de-
are the law of evidence in certain cases, and

A bill to be entitled an act to incorporate the Rome Mutual
insurance Company of Rome, Georgia, and for other pur-
ses.

Mr. Howard reported a bill to be entitled an act to author-
e the Mayor or the Mayor and Alderman of the city of Co-

lumbus, to remove the occupants or inmates of lewd or disorderly houses in the said city.

Mr. Griffith reported a bill to be entitled an act for the relief of Henry P. Hoff, of the county of Oglethorpe.

Mr. Findley reported a bill to be entitled an act to compel the several Ordinaries, Sheriffs, Coroners and Marshals of this State, to advertise their proceedings in the nearest public gazette to their several offices, and for other purposes therein enumerated.

Mr. Harris reported a bill to be entitled an act for the relief of Reuben S. Williams of Baker county.

Mr. Hillyer reported a bill to be entitled an act in reference to the English Statute, of 32d Henry, VIII.

Mr. Hardy reported a bill to be entitled an act to alter and amend the Constitution of the State of Georgia, so as to make the election of the members of the General Assembly, annual.

Mr. Cannon reported a bill to be entitled an act for the relief of Wade H. Raulerson, a minor, to confer certain privileges and impose certain obligations upon the same.

Mr. Taliaferro reported a bill to be entitled an act for the relief of the Cherokee Insurance Banking Company, and Planters' and Mechanics' bank of Dalton, both located at Dalton.

Mr. Coleman reported a bill to be entitled an act to change the time of holding the Superior Courts in the county of Miller.

Mr. Milledge reported a bill to be entitled an act to amend an act entitled an act to allow executors, administrators and guardians to resign their trusts on certain conditions, approved February 10th, 1854.

Mr. Fain of Union, reported a bill to be entitled an act to authorize the tax Collector of the county of Union to retain the State tax of said county for the next two years, and for other purposes therein mentioned, and

A bill to be entitled an act to amend the first section of an act entitled an act to provide compensation for the Commissioned officers, musicians, and privates of certain companies of volunteers, mustered into the service of the State of Georgia, by virtue of an act assented to the 26th December, 1837, so as to prolong the time for presenting claims.

Mr. Sprayberry reported a bill to be entitled an act to authorize the Inferior Courts of the several counties in this State, upon the recommendation of the first Grand Jury to levy an extra pauper tax.

Mr. Speaker.—The committee on Enrollment report as duly enrolled and ready for the signature of the Speaker, the following bill:

A bill to be entitled an act to change the times of holding the Superior Courts of the Brunswick Circuit.

The following message was received from the Senate by their Secretary, Mr. Terhune :

Mr. Speaker.—The Senate has passed a resolution relative to providing for divine service on thanksgiving day next, and have appointed as a committee on the part of the Senate, Messrs. Paine, Edmonson and Knox, and ask the concurrence of this branch of the General Assembly.

Mr. Hillyer offered the following resolution, which was read, viz :

Resolved, That Dennis Hills, issuing commissary of Major Nelson's battalion, Georgia mounted Volunteers in 1836, be authorized, either by himself or agent, to withdraw two discharges from the files of the House of Representatives.

The following message was received from the Senate by Mr. Terhune their Secretary :

Mr. Speaker.—The Senate has passed the following bill :

A bill to be entitled an act to change the line between the counties of Elbert and Hart.

On motion of Mr. Harrison, a committee of two was appointed by the Speaker to tender to the Rev. Lovick Pearce, a seat on the floor of the House of Representatives.

The committee appointed for this purpose consists of Messrs. Harrison and Barton.

Their duty having been performed, the Rev. Lovick Pearce was introduced to the Speaker, and took his seat.

The Senate bill to be entitled an act for the relief of the half brother and sister of Jacob Stroman deceased, born of the body of the same mother, and their legal representatives, and to prevent the estate of said Stroman from escheating to the State under the escheat laws thereof, was, on motion, taken up out of its order, and read the first time.

The House took up the report of the committee on the bill to be entitled an act to aid and encourage the construction of the Georgia Air Line Railroad, the Macon and Brunswick Railroad, the Savannah, Griffin and North Alabama Railroad, and the Ellijay Railroad, on certain conditions therein named.

The same was reported by the committee on Internal Improvement, as a substitute for several bills embracing the same subject matter.

Mr. Hillyer proposed to amend the same by striking out from the caption of the bill the words "the Macon and Brunswick Railroad, the Savannah, Griffin and North Alabama Railroad, and the Ellijay Railroad, and to strike out the 8th section of the bill so as to restrict its provisions to the "Georgia Air Line Railroad."

On motion of Mr. Irwin, the special order was suspended and the House took up the following Senate resolution, to wit :

Whereas his Excellency, the Governor, has set apart

Thursday the 26th inst., as a day of thanksgiving, and recommended divine service to be held in the different places of worship.

Resolved. That a committee of three be appointed on the part of the Senate, to act in concert with a committee of the House of Representatives, to make arrangements for service in the Hall of Representatives on Thursday next, and invite some distinguished divine to deliver an appropriate sermon on the occasion.

The same was concurred in.

The Speaker appointed the following gentlemen under the foregoing, viz: Messrs. Irwin, Wilkes and McWhorter.

The House then adjourned, on motion, until 10 o'clock, a. m., to-morrow.

TUESDAY, NOVEMBER 24th, 1857.

The House met pursuant to adjournment.

Leave of absence for a few days on special business, was granted to Messrs. Taylor, Barton, Harrington, Kirby, Awtry and Kitchens.

The majority of the committee on banks, to whom was referred a bill to be entitled an act for the reciprocal relief and protection of the banks and Treasury and the citizens of this State, by their chairman, Mr. Gordon, reported a bill to be entitled an act to declare and define the duties of the Governor in relation to the banks of this State, which have suspended specie payments.

Mr. Smith of Towns, from the minority of said committee, reported as a substitute for the bill of the majority of the same, a bill to be entitled an act for the reciprocal relief and protection of the banks, the Treasury and the citizens of this State.

Mr. Hardeman, from the committee on Enrollments, made the following report:

Mr. Speaker.—The committee on Enrollments report as duly enrolled and ready for the signature of the Speaker, the following act:

An act to be entitled an act to submit the question of the removal of the county site of Cass county from the present location, to the legal voters of said county, and for other purposes therein specified.

Mr. Hardeman, from the committee on Enrollment, reports as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

A resolution in relation to thanksgiving day.

The following message was received from the Senate by Mr. Terhune, their Secretary.

Mr. Speaker :—The Senate has passed the following bills:

A bill to be entitled an act to authorize the justices of the Inferior Court of Columbia county, to issue and sell county bonds, and levy an extra tax.

Also, a bill to be entitled an act to make uniform the criminal practice in the several Judicial Circuits.

Also, a bill to be entitled an act to amend the 46th section of the attachment laws, assented to March 4th 1856.

Also, a bill to be entitled an act to authorize endorsers on promissory notes and other instruments, which shall be given for the purpose of negotiation or intended to be negotiated at any chartered bank, or which may be deposited in any chartered bank for collection, be served in the same action with the principal or maker.

Also, a bill to be entitled an act to change the time of holding the Superior courts in the county of Miller.

Also, a bill to be entitled an act to enable executors, executrix, administrators, administratrix or guardians, to resign their trust under certain circumstances.

Also, a bill to be entitled an act to authorize attachments on issue in cases sounding in damages.

Also, a bill to be entitled an act to repeal the lien laws, so far as it applies to the steam saw mills, at and upon the several mouths of the Altamaha river.

Also, a bill to be entitled an act to incorporate the "Ocnulgee and Altamaha Steam Navigation Company."

Also, a bill to be entitled an act to lay out and organize a new county, out of a portion of the county of Warren.

Also, a bill to be entitled an act for the relief of Susan Spell and Francis Abbot.

Also, a bill to be entitled an act for the relief of Nancy Marrow, of the county of Henry.

Also, a bill to be entitled an act to amend an act approved December 17th, 1851, entitled an act to grant corporate powers and privileges to the "Curtright Manufacturing Company."

Also, a bill to be entitled an act to authorize Mark Rigall, of the county of Terrell, an infirm man, and Newton Crocker, of Stewart county, to peddle without paying for a license in the several counties now composing the Pataula Judicial Circuit.

Also, a bill to be entitled an act to amend the tax laws of this State, so far as to more perfectly secure the return of tax payers to the receiver of tax returns in each Captain's district of this State.

Also, a bill to be entitled an act to re-establish the 1005th district G. M., in the county of Decatur, and to legalize the judicial acts thereof.

Also, a bill to be entitled an act to repeal so much of the

8th section of an act approved Dec. 14th, 1811, requiring the commanding officers in each Captain's District, to act in conjunction with the Justices of the Peace thereof in drawing juries.

Also, a bill to be entitled an act for the relief of Mrs. Elizabeth Clark, executrix of the will of Sevier Clark, and for other purposes therein named.

The House then on motion adjourned until 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning,

After much debate, Mr. McWhorter called the previous question, which was seconded, but not sustained by the House.

Upon the question of adopting the bill reported by the minority of the Committee on Banks, in lieu of that which was reported by the majority, Mr. Smith, of Towns, required the yeas and nays to be recorded.

There are yeas 58, nays 65.

Those who voted in the affirmative are Messrs :

Awtry,	Gay,	Moore of Glynn,
Black,	Graham,	Neal,
Boggess,	Hall,	Oneal,
Brassell,	Harris of Cobb,	Pickett,
Caannon,	Hays,	Pruett,
Causey,	Holmes,	Roberts of Cherokee,
Chapman,	Hopkins,	Schley,
Clarke,	Howard,	Sheffield,
Coleman,	Kitchens,	Shelton,
Conley,	Lewis of Calhoun,	Smith of Coweta,
Daniel,	Lewis of Hancock,	Smith of Towns,
Davis,	Luffman,	Sprayberry,
Diamond,	McAfee,	Strickland,
Duncan,	McCants,	Taliaferro,
Everett,	McDaniel,	Walker of Henry,
Fain of Fannin,	McDonald,	Wall,
Fain of Union,	McEver,	Worley,
Findley,	McGregor,	Young,
Fortner,	McLean,	
Fullmore,	McMillan,	

Those who voted in the negative are Messrs :

Bailey,	Harrison,	Mizell,
Barrett,	Harrington,	Moore of Clark,
Barton,	Hillyer,	Mott,
Brantley,	Hines,	Moughon,

Carter,	Holden,	Myers,
Craft,	Holliday,	Owens,
Cumbie,	Hughes,	Phillips,
Darden,	Irwin,	Pittard,
DeLamar,	Jones,	Powell,
Edwards,	Julian,	Price,
Fannin,	Kenan,	Reid,
Faulk,	Kimbrough of	Smith of Tatnall,
Incannon,	Stewart,	Strange,
Gilbert,	Kirby,	Taylor,
Glass,	Lane,	Walker of Clarke,
Gordon,	Lewis of Greene,	Webster,
Griffith,	Lockett,	Westmoreland,
Grovensteine,	McConnell,	White,
Guy,	McWhorter,	Wilkes,
Hardeman,	Merchison,	Williams,
Harkness,	Milledge,	Willis,
Harper,	Mintz,	Wood,

So the same was not received.

Mr. Lewis, of Hancock, moved to lay the bills relative to the banks of this State, on the table for the present.

This motion was lost.

Mr. Hardeman called for the previous question, which was seconded and sustained.

Upon the question of adopting the majority report, the yeas and nays were required to be recorded.

There are yeas 62, nays 61.

Those who voted in the affirmative are Messrs :

Bailey,	Hardy,	Mintz,
Barton,	Hardeman,	Mizell,
Brantley,	Harkness,	Moore of Clark,
Carter,	Harper,	Mott,
Chapman,	Harrison,	Moughon,
Craft,	Harrington,	Myers,
Cumbie,	Hillyer,	Neal,
Curenton,	Hines,	Owens,
Darden,	Holliday,	Phillips,
DeLamar,	Hughes,	Pittard,
Edwards,	Irwin,	Powell,
Embry,	Jones,	Reid,
Everett,	Julian,	Strange,
Fannin,	Kenan,	Taylor,
Faulk,	Lane,	Walker of Clarke,
Gilbert,	Lewis of Greene,	Webster,
Glass,	Lockett,	Wilkes,
Gordon,	McConnell,	Williams,
Griffith,	McWhorter,	Willis,
Grovensteine,	Merchison,	Wood,
Guy,	Milledge,	

Those who voted in the negative are Messrs :

Awtry,	Holden,	Moore of Glynn,
Barrett,	Hopkins,	O'neal,
Black,	Howard,	Pickett,
Boggess,	Hall,	Price,
Braswell,	Harris of Cobb,	Pruett,
Cannon,	Harris of Dough-	Roberts of Cherokee,
Causey,	erty,	Schley,
Clarke,	Hays,	Sheffield,
Coleman,	Kimbrough of Stew-	Shelton,
Conley,	art,	Smith of Coweta,
Daniel,	Kirby,	Smith of Tattnall,
Diamond,	Kitchens,	Smith of Towns,
Duncan,	Lewis of Hancock,	Sprayberry,
Fain of Fannin,	Luffman,	Strickland,
Fain of Union,	McAfee,	Taliaferro,
Fincannon,	McDaniel,	Walker of Henry,
Findley,	McDonald,	Wall,
Fortner,	McEver,	Westmoreland,
Fullmore,	McGregor,	White,
Gay,	McLean,	Worley,
Graham,	McMillian,	Young.

So the report was agreed to.

The bill was read the third time and on the question shall this bill now pass, the yeas and nays were required to be recorded.

There are yeas 68, nays 57.

Those who voted in the affirmative are Messrs :

Bailey,	Harkness,	Mintz,
Barton,	Harris of Dough-	Mizell,
Brantley,	erty,	Moore of Clarke,
Carter,	Harper,	Mott,
Chapman,	Harrison,	Mouhon,
Craft,	Harrington,	Myres,
Cumbie,	Hillyer,	Neal,
Curenton,	Hines,	Owens,
Darden,	Holden,	Phillips,
DeLamar,	Holliday,	Pittard,
Edwards,	Holmes,	Powell,
Embry,	Hughes,	Pruett,
Everett,	Irwin,	Reid,
Fannin,	Jones,	Strange,
Faulk,	Julian,	Taylor,
Gilbert,	Kenan,	Walker of Clarke,
Glass,	Lane,	Webster,
Gordon,	Lewis of Greene,	Westmoreland,
Griffith,	Lockett,	White,
Grovensteine,	McConnell,	Wilkes,
Guy,	McWhorter,	Williams,

Hardy,
Hardeman,

Merchison,
Milledge,

Willis,
Wood.

Those who voted in the negative are Messrs:

Awtry,
Barrett,
Black,
Bogges,
Braswell,
Cannon,
Causey,
Coleman,
Conley,
Daniel,
Davis,
Diamond,
Duncan,
Fain of Fannin,
Fain of Union,
Fincannon,
Findley,
Fortner,
Fullmore,
Gay,

Graham,
Hall,
Harris of Cobb,
Hays,
Hopkins,
Howard,
Kimbrough of Stew-
art,
Kirby,
Kitchens,
Lewis of Calhoun,
Lewis of Hancock,
Luffman,
McAfee,
McDaniel,
McDonald,
McEver,
McGregor,
McLean,

McMillan,
Moore of Glynn,
Oneal,
Pickett,
Price,
Roberts of Cherokee,
Schley,
Sheffield,
Shelton,
Smith of Coweta,
Smith of Tattnall,
Smith of Towns,
Sprayberry,
Strickland,
Taliaferro,
Walker of Henry,
Wall,
Worley,
Young.

So the bill was passed.

The following message was received from the Governor, through Mr. McComb, his Secretary :

Mr. Speaker :—The Governor has signed the following acts to wit :

An act to change the times of holding the Superior Courts of the Brunswick Circuit.

Also an act to submit the question of the removal of the county site of Cass county from its present location, to the legal voters of said county, and for other purposes therein specified.

On a motion to adjourn until 10 o'clock, a. m., to-morrow, Mr. Harrison required the yeas and nays to be recorded.

There are yeas 52, nays 62.

Those who voted in the affirmative were Messrs :

Bailey,
Barton,
Brantley,
Carter,
Causey,
Coleman,
Conley,
Cumbie,
Daniel,
Darden,
Davis,

Fullmore,
Glass,
Graham,
Harkness,
Harris of Dougherty,
Harrison,
Hines,
Holden,
Howard,
Kenan,
Kirby,

Merchison,
Moore of Clarke,
Mott,
Moughon,
Myers,
Pickett,
Pittard,
Powell,
Price,
Shelton,
Smith of Coweta,

DeLamar,	Kimbrough of Stew-Sprayberry,	
Duncan,	Hart,	Strange,
Edwards,	Kitchens,	Taliaferro,
Fain of Fannin,	Lewis of Calhoun,	Walker of Clarke,
Fain of Union,	Lewis of Hancock,	White,
Fannin,	McLean,	Wilkes,
Fincannon,	McWhorter,	

Those who voted in the negative are Messrs :

Awtry,	Guy,	McMillian,
Barrett,	Hall,	Mintz,
Black,	Hardy,	Mizell,
Bogges,	Harris of Cobb,	Oneal,
Brassell,	Harrison,	Phillips,
Cannon,	Hays,	Pruett,
Chapman,	Hillyer,	Roberts of Cherokee,
Clarke,	Holliday,	Schley,
Craft,	Hopkins,	Sheffield,
Curenton,	Hughes,	Smith of Tattnall,
Diamond,	Irwin,	Strickland,
Embry,	Julian,	Walker of Henry,
Everett,	Lane,	Wall,
Faulk,	Lockett,	Webster,
Findley,	Luffman,	Westmoreland,
Fortner,	McAfee,	Williams,
Gay,	McConnell,	Willis,
Gilbert,	McDaniel,	Wood,
Gordon,	McDonald,	Worley,
Griffith,	McEver,	Young.
Grovensteine,	McGregor,	

So the motion was lost.

The House then adjourned until 9 1-2 o'clock, a. m. to-morrow.

WEDNESDAY, NOVEMBER 25th, 1857.

The House met pursuant to adjournment.

Mr. Diamond moved to reconsider so much of the Journal of yesterday as relates to the action of the House on the subject of the suspended banks of this State. Upon the question of reconsideration, Mr. Smith required the yeas and nays to be recorded. There are yeas 63, nays 55.

Those who voted in the affirmative are Messrs :

Batts,	Fullmore,	Myers,
Black,	Gay,	Oneal,
Braswell,	Graham,	Pickett,
Bogges,	Guy,	Price,

nnon,	Hall,	Pruett,
usey,	Harris of Cobb,	Roberts of Cherokee,
apman,	Harris of Dougherty,	Schley,
risty,	Hays,	Sheffield,
leman,	Hopkins,	Shelton,
nley,	Howard,	Smith, of Coweta,
umbie,	Kitchens,	Smith of Towns,
niel,	Lewis of Hancock,	Sprayberry,
vis,	McAfee,	Strickland,
amond,	McCants,	Taliaferro,
nbry,	McDaniel,	Tomlinson,
verett,	McDonald,	Walker of Henry,
in of Fannin,	McEver,	Wall,
in of Union,	McGregor,	Westmoreland,
ncannon,	McMillian,	Worley,
ndley,	Mintz,	Wright,
ortner,	Moore of Glynn,	Young.
Those who voted in the negative are Messrs:		
arrett,	Hillyer,	Milledge,
cantley,	Holliday,	Mizell,
arter,	Holmes,	Moore of Clark,
aft,	Hughes,	Mott,
arenton,	Irwin,	Moughon,
arden,	Jones,	Owens,
uncan,	Kenan,	Phillips,
dwards,	Kendall,	Pittard,
aulk,	Kimbrough of Stew-	Reid,
ederick,	art,	Smith of Tatnall,
ilbert,	Lane,	Strange,
lass,	Lazenby,	Terrell,
ordon,	Lewis of Calhoun,	Walker of Clarke,
riffith,	Lewis of Green,	White,
ardy,	Luffman,	Wilkes,
ardeman,	McConnell,	Williams,
arkness,	McLean,	Willis,
arper,	McWhorter,	Wood.
arrison,	Merchison,	

So the motion prevailed.

Leave of absence was granted to Messrs. Holliday, Reid, Harper, Oneal and Harkness, for a few days on special business, and to Mr. Hines, on account of extreme illness of his family.

The call of the counties being the regular order of the day, the following bills were reported and read the first time, viz:

Mr. Wall reported a bill to be entitled an act to appropriate a sum of money to remove obstructions from the Big Sallio River and render the same navigable for timber rafts, lumber, wood and produce thereon, and for other purposes herein mentioned.

Mr. Walker reported a bill to be entitled "an act to declare inoperative and void the 14th section of the act of the 34th and 35th Henry VIII, entitled 'the bill concerning the explanation of wills,' " so far as relates to the wills of persons under twenty-one years of age, and to make uniform the wills of minors and for other purposes therein mentioned.

Mr. Fortner reported a bill to be entitled an act to increase the fees of witnesses in all civil and criminal cases in the Superior Court of Emanuel county.

Mr. Cumbie reported a bill to be entitled an act to authorize J. G. Faircloth of the county of Baker to practice medicine and charge and collect fees for the same.

Mr. Craft reported a bill to be entitled "an act more effectually to protect the navigation of the Savannah river and to secure the free passage of boats and fish up the same from Augusta to the union of the Seneca and Tugaloo rivers at Andersonville, and for other purposes therein mentioned."

Mr. Harris reported a bill to be entitled "an act to incorporate a bank in the city of Marietta, to be called the Bank of Marietta."

Mr. Gordon reported a bill to be entitled "an act to prohibit non-residents from hunting, ducking and fishing within the limits of the State of Georgia."

Mr. Harrison reported a bill to be entitled "an act to provide and establish an authentic map of the State of Georgia, and to purchase copies of the same."

Mr. Gordon offered the following resolution, which, on motion, was taken up, read and agreed to, viz:

Resolved, That a committee of three be appointed by the Speaker, to act in conjunction with such committee as may be appointed by the Senate, for the purpose of examining the rights of this Legislature under the recently adopted amendment of the constitution as to the duration of its present session.

The Clerk was directed to transmit the same to the Senate without delay.

Leave of absence was granted Mr. Cannon of Wayne, for a few days, on special business.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act for the relief of sureties, endorsers and guarantors in certain cases therein mentioned.

Also a bill to be entitled an act to collect interest on open accounts in this State.

The Senate has also agreed to a resolution requesting our Senators and Representatives in Congress to use their influence to have an Armory established between the city of Atlanta, Ga., and Knoxville, Tennessee, to which they ask the concurrence of this branch of the General Assembly.

The following bills were reported and read the first time, viz:

Mr. Underwood reported a bill to be entitled "an act to give a construction and render more certain the 4th section of the statute of frauds and perjuries, so far as the same relates to any contract or sale of lands, tenements or hereditaments, or any interest in or concerning them."

Mr. Westmoreland reported a bill to be entitled "an act to incorporate the Georgia Mining, Smelting and Manufacturing Company."

Mr. Shelton reported a bill to be entitled an act to lay out a new county out of the counties of Habersham and Lumpkin and to organize the same, and

A bill to be entitled an act to authorize Robert Allen, the present county surveyor of Habersham county, and Obediah T. Dickerson, the present surveyor of the county of Rabun, to survey the 6th district of originally Habersham county; and to appropriate money for the same.

Mr. Webster reported a bill to be entitled "an act to lay out and organize a new county from the counties of Floyd and Polk, and for other purposes therein specified.

Mr. Barrett reported a bill to be entitled an act to authorize the Ordinary of Cass county to pay Mary E. Heath the sum of \$28,22 for teaching poor children.

Mr. Mott reported a bill to be entitled an act to amend the 3d section of an act approved 25th December, 1845, to amend the charter of the city of Columbus and for other purposes.

Mr. Lewis of Hancock reported a bill to be entitled an act to provide for the codification of the Laws of Georgia.

Mr. Gilbert reported a bill to be entitled "an act to amend the tax laws of this State so as to include Express Companies."

Mr. Luffman reported a bill to be entitled an act for the relief of James Edmondson, of the county of Murray, security of Thomas J. Harper, Tax Collector of the county aforesaid for the year 1850, and for other purposes herein mentioned.

Mr. Kendall reported a bill to be entitled an act to authorize Charles Findly, an infirm man of the county of Merriwether, to vend, as an itinerant trader, any goods, wares or merchandize within the said county.

Mr. Milledge reported a bill to be entitled an act for the relief of Virginia V Collins, of the county of Richmond.

Mr. Crittenden reported a bill to be entitled an act to require non-resident defendants in Courts of Equity to make affidavit to the truth of their answers in the county where the suit may be pending in certain cases therein named.

Mr. Davis reported a bill to be entitled an act to change the lines between the counties of Stewart and Marion.

Mr. Everett reported a bill to be entitled an act to amend

an act entitled an act to incorporate the town of Thomasville, and to grant certain privileges to the same, approved March 6th, 1856.

Mr. Taliaferro reported a bill to be entitled an act to amend the fourth section of an act incorporating the city of Dalton, in the county of Whitfield, assented to on the 20th day of December, 1853, so as to give the election of Clerk and Treasurer of said city to the qualified voters of said city, and to require the Mayor of said city to make out and publish in each of the newspapers of said city semi-annual reports of the financial operations of said city; to provide for the election of a County Treasurer for the county of Whitfield, by the qualified voters of said county, and for other purposes therein mentioned, approved March 3d, 1856.

Mr. Jones reported a bill to be entitled an act to authorize the Ordinary of Columbia county to pay to Alfred Rang, of Warren county, the sum of \$67 as tuition for teaching poor children in said county, who had not been returned as such as now required by law; and

A bill to be entitled an act for the relief of Francis Abbott, of the county of Warren.

Mr. Hillyer reported a bill to be entitled an act to authorize the Ordinary of the county of Walton to pay certain teachers of poor children in said county.

Mr. Coleman reported a bill to be entitled an act to amend the 5th section of an act entitled an act to amend an act passed the 18th day of December, 1834, entitled an act to make permanent the public buildings in the town of Cuthbert, in Randolph county, and to incorporate the same, approved December 16th, 1857.

Mr. Everett reported a bill to be entitled an act to appropriate money for the relief of the town of Thomasville.

Mr. Smith of Towns presented a memorial and report of the Committee on Indian Affairs, relative to the extinguishment of Indian titles to lands within the State of Georgia, which were, on his motion, referred to the Committee on the State of the Republic.

On motion of Mr. Kenan, Mr. Smith of Towns was added to said committee.

A memorial of John F. Ball, of Stewart county, was presented, and, on motion, was referred to a special committee, consisting of Messrs. Kenan, Harris and Mott.

Mr. Lewis of Hancock offered a resolution authorizing the Governor to appoint a suitable person to collect from all possible sources, and edit, and publish, such State papers, speeches, letters and other documents as will illustrate the character and public services of the distinguished dead of Georgia, which was read.

Mr. Hillyer offered a resolution requesting our Senators

and Representatives in Congress to urge the passage of a law granting pensions to certain persons, &c., which was read.

The committee to whom was entrusted the duty of making arrangements for Thanksgiving Day, and of selecting a minister to preach a sermon suitable to the occasion, report that they have selected the Rev. Dr. Lovick Pierce, who has accepted the appointment and will preach on that day, at 11 o'clock, in the Representative Hall.

The committee appointed on the part of the House, under the resolution of Mr. Gordon, to examine the rights of the Legislature under the recent amendments to the constitution of this State, consists of Messrs. Gordon, Kenan and Irvin.

The bill proposing to loan the aid of the State upon certain conditions to the construction of certain Railroads, was on motion made the special order of Wednesday next.

On motion of Mr. Hillyer, the House took up the report of the committee on the bill for the pardon of John Black, now under sentence of death for the crime of murder.

Mr. Luffman offered as a substitute for the same, a bill to be entitled an act to commute the punishment of John Black of the county of Habersham, now under sentence of death for the crime of murder.

Mr. Hardeman moved to strike out "five years" from the substitute and insert "for life." Upon this motion the yeas and nays were required to be recorded. There are yeas 65 [71,] nays 43, [40.]

Those who voted in the affirmative are Messrs :

Brantley,	Graham,	Mintz,
Braswell,	Hardeman,	Moore of Clark,
Carter,	Hardy,	Mott,
Causey,	Harkness,	Moughon,
Chapman,	Harris of Cobb,	Myers,
Coleman,	Holliday,	Phillips,
Crittenden,	Hopkins,	Pickett,
Curenton,	Howard,	Pittard,
Darden,	Hughes,	Price,
Davis,	Kenan,	Reid,
Diamond,	Kimbrough of Stew-	Smith of Coweta,
Edwards,	art,	Smith of Tatnall,
Everett,	Kirby,	Smith of Towns,
Fannin,	Lazenby,	Strange,
Faulk,	Lewis of Greene,	Taliaferro,
Fincannon,	McConnell,	Terrell,
Findley,	McDaniel,	Tomlinson,
Fortner,	McDonald,	Walker of Clarke,
Frederick,	McEver,	Walker of Henry,
Fullmore,	McGregor,	Wall,
Gay,	McLean,	Westmoreland,
Gilbert,	McMillan,	White,

Glass,
Gordon,

McWhorter,
Merchison,

Williams,
Wood,

Those voting in the negative are Messrs :

Barrett,	Hays,	Pruett,
Batts,	Hillyer,	Roberts of Cherokee,
Black,	Holmes,	Schley,
Bogges,	Irwin,	Sheffield,
Cannon,	Jones,	Sprayberry,
Christy,	Kendall,	Strickland,
Craft,	Kitchens,	Webster,
Duncan,	Luffman,	Wilkes,
Fain of Union,	McAfee,	Willis,
Guy,	Mizell,	Worley,
Hall,	Moore of Glynn,	Wright,
Harris of Dougherty,	Oneal,	Young.
Harper,	Owens,	
Harrison,	Powell,	

So the amendment was received

The substitute was adopted ; the report was agreed to.

The bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded. There were yeas 74 [79,] nays 38 [37.]

Those voting in the affirmative are Messrs :

Barrett,	Graham,	Moore of Glynn,
Batts,	Guy,	Moughon,
Black,	Hall,	Oneal,
Bogges,	Hardy,	Owens,
Braswell,	Harkness,	Pittard,
Cannon,	Harris of Cobb,	Pruett,
Carter,	Harper,	Reid,
Christy,	Hillyer,	Roberts of Cherokee,
Coleman,	Holliday,	Schley,
Craft,	Holmes,	Sheffield,
Crittenden,	Hopkins,	Shelton,
Curenton,	Howard,	Smith of Tatnall,
Darden,	Hughes,	Smith of Towns,
Davis,	Irwin,	Strickland,
Diamond,	Jones,	Taliaferro,
Duncan,	Kitchens,	Terrell,
Embry,	Lane,	Tomlinson,
Everett,	Lazenby,	Wall,
Fain of Fannin,	Lewis of Calhoun,	Webster,
Fain of Union,	Lewis of Greene,	Westmoreland,
Faulk,	Luffman,	White,
Fortner,	McDaniel,	Wilkes,
Frederick,	McDonald,	Willis,
Fullmore,	McEver,	Wood,

•

Gay,	McMillian,	Young.
Gilbert,	Merchison,	
Gordon,	Mizell,	

Those voting in the negative, are Messrs :

Brantley,	Harrison,	Myers,
Causey,	Hays,	Phillips,
Chapman,	Kimbrough of Stew-	Pickett,
Conley,	art,	Price,
Cumbe,	Kirby,	Smith of Coweta,
Daniel,	McAfee,	Sprayberry,
Edwards,	McCants,	Strange,
Fannin,	McConnell,	Walker of Clarke,
Fincannon,	McGregor,	Walker of Henry,
Findley,	McLean,	Williams,
Glass,	McWhorter,	Worley,
Hardeman,	Mintz,	Wright.
Harris of Dougherty,	Mott,	

So the bill was passed.

On motion of Mr. Hardeman, the following resolution was taken up, read and agreed to, viz:

Whereas there are now confined in the Penitentiary of the State of Georgia, two women, to wit: Sarah Mitchell of the county of Fulton, who stands committed for the crime of riot, and Sarah McCrary of the county of Franklin, who stands committed for the crime of manslaughter; and,

Whereas the ends of justice are not subseved by their continued confinement, and no benefit accrues to the State therefrom, but only evil, and that continually: Be it therefore,

Resolved, By the Senate and House of Representatives of the State of Georgia, in General Assembly met: That the Governor be requested to pardon, discharge and set at liberty the said Sarah Mitchell and Sarah McCrary, forthwith.

The Clerk was directed to communicate the same to the Senate without delay.

Leave of absence was granted to Messrs. Lewis of Hancock, Howard, Underwood, Griffith, Faulk, Gordon and Williams, for a few days on special business.

The House adjourned until 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Leave of absence for this evening was granted the committee on the Penitentiary.

The following resolution was offered by Mr. Jones, which was, on motion, taken up, read and agreed to, viz:

Resolved. That a committee of three be appointed by the Speaker, to examine Johnson's new map of the Republic of North America, and if they recommend it to be purchased for the use of this House, to report accordingly.

The committee appointed by virtue of the foregoing, consists of Messrs. Jones, Lewis of Greene and Sprayberry.

The Senate bill to be entitled an act for the relief of the half brothers and sisters of Jacob Stroman deceased, born of the body of the same mother, and their legal representatives, and to prevent the estate of said Stroman, from escheating to the State under the escheat laws thereof, was, on motion, taken up, read the second time and committed for the third reading.

The rule was suspended, and the following bills of the Senate were taken up and read the first time, viz:

A bill to be entitled an act to lay^d out and organize a new county from the counties of Lumpkin and Gilmer, and for other purposes therein named, and

A bill to be entitled an act to lay off and organize a new county from the counties of Fayette and Henry, and for other purposes therein mentioned.

The House took up the report of the Judiciary Committee on the following bills, viz:

A bill to be entitled an act to compensate petit jurors in the county of Oglethorpe, and to provide for the payment of the same, and

A bill to be entitled an act to legalize interest upon open accounts, the same being adverse to the passage of the bills, from the fact that laws are now in force, embracing their objects, was agreed to, and the bills, therefore lost.

The bill relative to the suspended banks of this State, was on motion of Mr. Diamond, made the special order for Monday next.

The bill to be entitled an act to regulate the appointment and number of subordinate and assistant clerks in the Senate and House of Representatives of the General Assembly, was, on motion of Mr. Kenan referred to the Judiciary Committee.

The House went into committee of the whole, Mr. Harrison in the chair, on the bill to be entitled an act for the relief of John W. Griffith of the county of Gilmer. After some time spent therein, the committee arose, and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The bill to be entitled an act to amend the first section of an act to compensate the grand and petit jurors of the county of Catoosa and Polk was lost from the House having

agreed to the report of the Judiciary Committee, which was adverse to its passage.

The House took up the report of the committee on the bill to be entitled an act for the relief of Thomas J. Miller of the county of Bibb.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Judiciary Committee on the bill to be entitled an act to compensate the Grand and Petit Jurors of the county of Miller.

The same, which was adverse to the passage of the bill, was agreed to, the bill was therefore lost

The House took up the report of the committee on the bill to be entitled an act to permit the Clerk of the Superior and Inferior Courts of Lincoln county to hold the office and discharge the duties of Justice of the Peace in said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the Justices of the Inferior Court of Gordon county to levy an extraordinary tax, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to repeal an act to amend the patrol laws of this State, approved February 20th, 1854, so far as relates to the county of Gwinnett.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the New Manchester Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Andrew T. Rowe, of Greene county.

The report was agreed to, the bill was read the third time, and passed.

The bill to be entitled an act to repeal an act approved 6th March, 1856, entitled an act to compensate the grand and petit jurors for the county of Pickens, &c., and

A bill to be entitled an act to regulate the mode of collecting jury fees for the county of Terrell, &c., were laid on the table for the balance of the session.

The following bills were read the second time, and committed for the third reading, viz:

A bill to be entitled an act requiring persons owning land in the county of Berrien to give in and pay taxes for said land in said county.

A bill to be entitled an act to make the election of Tax Collector and Receiver of Tax Returns for the county of Decatur biennial, instead of annual, and to double the amount of the bond now given by them.

A bill to be entitled an act to authorize the Trustees of the Carrolton Male and Female Academy, to sell the same, and the lot whereon the same is situated, and to execute titles thereto, and vest the proceeds of the same in the Carrolton male and Female Seminary.

A bill to be entitled an act for the relief of Sarah Grove of the county of Bryan.

A bill to be entitled an act to add an additional section to the tenth division of the Penal Code, and for other purposes.

A bill to be entitled an act to allow compensation for transcribing the numerical land book of the Executive Department.

A bill to be entitled an act for the relief of Benjamin Johnson of Gilmer county, and for other purposes therein named.

A bill to be entitled an act to authorize Azariah Ennis of the county of Scriven to practice medicine and charge therefor.

A bill to be entitled an act to authorize Calphrey Clarke to practice medicine and charge for the same.

A bill to be entitled an act to prevent the killing of deer at certain periods of the year in the county of Scriven.

A bill to be entitled an act to purchase the Georgia military Institute at Marietta, to endow it as a State Institution, and provide for the comfort of Cadets who may be sent there for instruction.

A bill to be entitled an act for the relief of Thomas J. McGaughey of the county of Walton.

A bill to be entitled an act to prevent persons owning slaves, or guardians of free persons of color, in the town of Warrenton, Warren county, from keeping eating houses and eating tables in said town.

A bill to be entitled an act to provide for the sale of the Western and Atlantic Railroad.

A bill to be entitled an act to apply forty per cent. of the gross earnings of the Western and Atlantic Railroad, to the payment of State taxes, and for other purposes.

A bill to be entitled an act to amend the several laws now in force in this State exempting certain property therein mentioned, from levy and sale.

A bill to authorize Thomas J. S. Kimbrough of the county Harris, to practice physic and to charge and collect compensation for his services.

A bill to be entitled an act to amend an act entitled an act to exempt from levy and sale, under execution, certain

property therein mentioned, assented to December 11th, 341.

A bill to be entitled an act to repeal an act entitled an act, amend the several laws of this State in relation to writs of *certiorari*, approved February 21st, 1850.

A bill to be entitled an act to authorize Samuel T. Whitaker, to act as Notary Public within the limits of the city of West Point, Troup county.

A bill to be entitled an act to alter and amend the several laws in relation to the Poor School system, so far as relates to the county of Gordon.

A bill to be entitled an act to give additional powers to the Justices of the Peace for the 872d district Georgia militia.

A bill to be entitled an act to authorize and empower the Justices of the Inferior Court of the several counties of this State to discharge criminals or offenders against the law, from jail in certain cases therein mentioned.

A bill to be entitled an act to authorize the several Justices of the Peace in this State to take bail in certain cases, and for other purposes therein enumerated.

A bill to be entitled an act to pay the clerk the cost due him in criminal pauper cases returned to the Supreme Court of this State, and to explain the 17th section of an act approved the 10th of December, 1845, organizing the Supreme Court of the State of Georgia.

A bill to be entitled an act to authorize and require the Commissioners of the Academy lot in the Town of Perry and county of Houston, to sell the same, and for other purposes.

A bill to be entitled an act to incorporate the Putnam Rifles.

A bill to be entitled an act to alter and amend the Road Laws of this State, so far as relates to the county of Decatur, and for other purposes.

A bill to be entitled an act to amend an act entitled an act to incorporate a bank in the city of Columbus to be called the Bank of Columbus, and for other purposes therein named, approved the 4th of March, 1856, so far as relates to the bank of Cuthbert.

A bill to be entitled an act to reimburse John H. Howard for expenses incurred by him in the Courts of Alabama, and of the United States, in defence of the State line, as described in the compact of 1803.

A bill to be entitled an act to remove the Justice Court Jury Trials from one district to another, in certain cases therein named.

A bill to be entitled an act to authorize the disposition of the net earnings of the Western and Atlantic Railroad, to the reduction of the taxes of the people.

A bill to be entitled an act to change a portion of the county line dividing the counties of Berrien and Coffee.

A bill to be entitled an act to compensate the grand and petit jurors of the county of Fayette, and for other purposes therein mentioned.

A bill to be entitled an act to amend an act entitled an act to amend an act to exempt from levy and sale certain property therein mentioned, assented to December 11th, 1841.

Also, to amend an act entitled an act to amend the above recited act, and for other purposes therein contained, assented to December 22d, 1843.

A bill to be entitled an act for the relief of Elizabeth Coleman a colored woman.

A bill to be entitled an act to exempt Thomas H. Kilgo of the county of Lumpkin, from all Road, Patrol and military duties and for other purposes therein mentioned.

A bill to be entitled an act to provide for and authorize the payment of Teachers of poor children in what is now Muscogee county, in the year 1853.

A bill to be entitled an act to amend the thirty-fifth section of the fourth division of the Penal Code of this State.

A bill to be entitled an act to confer certain privileges on James E. Holmes of Pulaski county, and to make lawful his acts, and to give him authority to transact business, as though he were of full age.

The following bills were read second time and ordered to be engrossed for the third reading, viz ;

A bill to be entitled an act to require the Ordinary of Macon county, to pay William Lowdon and Silas Stokes, all arrearages due for the tuition of poor children of said county and

A bill to be entitled an act to authorize the connection of the Muscogee Railroad with the Opelika branch railroad and the Mobile and Girard Railroad, at Columbus.

The following bills were read the second time and referred to the Judiciary Committee, viz :

A bill to be entitled an act to allow any parties to contract for the use of money at any rate per cent. agreed on, provided, such rate per cent. be specified in the face of any written instrument: when no rate per cent is specified, seven per cent. shall always be understood.

A bill to be entitled an act to amend an act entitled an act to compel parties plaintiffs in Justice Courts, to pay the costs before taking out *capias ad satisfaciendum*, and to provide for the return of commissions by mail, approved 16th day of February, 1854; and

A bill to be entitled an act to amend an act declaring and making certain the laws regulating the rights of husbands and to the property of their deceased wives, and for other purposes, approved December 26th, 1827.

A bill to be entitled an act to repeal the 5th and 6th sections of an act to appropriate money for the benefit of the Georgia Asylum for the Deaf and Dumb, and for other purposes, approved March 1st, 1856, and to provide for the appointment of commissioners for said institution, and for other purposes, was read the second time and referred to the Committee on the Deaf and Dumb Asylum.

A bill to be entitled an act to aid in developing the iron and coal interests of the State of Georgia was read the second time and, on motion, referred to a special committee, consisting of Messrs. Fullmore, Lewis of Hancock, Irwin, Smith of Towns, Milledge and Hillyer.

A bill to be entitled an act to authorize and request the Governor to draw his warrant on the Treasury of this State in favor of the Justices of the Inferior Court of Dade county, for the sum of five hundred dollars, was read the second time and referred to the Committee on Finance.

Leave was granted Mr. Gordon, and he reported the following bill, which was read the first time, viz:

A bill to be entitled an act to amend the several acts heretofore passed in relation to the Central Railroad and Banking Company of Georgia, to authorize an increase of the capital of said company to be applied to banking purposes, and further to allow and authorize the receiving by the Treasurer of the State, of the bank notes or bills hereafter to be issued by the said company, and secured in the manner hereinafter pointed out.

Messrs. Conly and White obtained leave of absence for a few days, on account of the illness of their families.

The House then adjourned until 10 o'clock Friday, a. m.

FRIDAY, NOVEMBER 27th, 1857.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Hardeman, Fain of Union and McConnell for a few days on special business.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bill:

A bill to be entitled an act to explain an act entitled an act to incorporate a railroad company to be called the Atlantic and Gulf Railroad Company, and for other purposes therein named, approved February 27th, 1856; and I am directed to bring the same forthwith to this branch of the General Assembly.

The Senate has also agreed to a resolution making the Standing Committees of both branches of this General Assembly, on the Lunatic Asylum, a Joint Standing Commit-

tee, to which they ask the concurrence of this branch of the General Assembly.

On motion of Mr. Hughes, the bills mentioned in the foregoing message were taken up and read the first time.

On motion of Mr. Harrison, the resolution was also taken up, read and agreed to.

The regular order was suspended and the House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of the half brother and sister of Jacob Stroman, deceased, born of the body of the same mother, and their legal representatives, and to prevent the estate of the said Stroman from escheating to the State under the escheat laws thereof.

The same was amended.

The report as amended was agreed to. The bill was read the third time and passed with the amendments.

The call of the counties being the regular order of to-day, the following bills were reported and read the first time viz:

Mr. Kenan reported a bill to be entitled an act amendatory of the several acts of force in reference to the corporation of the city of Milledgeville.

Mr. Harrison reported a bill to be entitled an act to repeal an act to repeal in part the second section of an act passed on the 21st of December, 1852, entitled an act to confirm certain conveyances of the town common of Savannah, made by the Mayor and Alderman, and to vest in the Inferior Court and Sheriff of Chatham county the direction of the county Court House and Jail, and to constitute the said Mayor and Aldermen the commissioners of the Jail and county, and to revive the act of 21st December, 1852.

Mr. Harris of Dougherty reported a bill to be entitled an act to authorize the Inferior Court of Dougherty county to retain the State taxes for the years 1858 and 1859, to aid in constructing a bridge across Flint river, at or near the city of Albany, in said county.

Mr. Diamond reported a bill to be entitled an act to change the county line between the counties of Henry and DeKalb, so as to include the residence and possessions of Samuel C. Masters of Henry county in the county of DeKalb; and

A bill to be entitled an act to authorize the ordinary of DeKalb county to pay Mary P. Ethridge for teaching poor children, who had not been properly returned.

Mr. Westmoreland reported a bill to be entitled an act to repeal so much of an act approved March 5th, 1856, entitled an act to organize and establish a criminal court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction as relates to the city of Atlanta.

Mr. More reported a bill to be entitled an act to facilitate the obtaining lumber for building purposes in the county of

Glynn, and to afford security and remedy to mill-owners who furnish the same.

Mr. Johnson reported a bill to be entitled an act to consolidate the offices of the Clerk of the Superior and Inferior Courts of Henry county, and to authorize them to be held by the same person.

Mr. Lane reported a bill to be entitled an act to change the county lines between the counties of Heard and Coweta, so as to add lots of land No. 205, in the 3d district, and 148 in the 4th district of Coweta, whereon J. F. Favor now resides, to the county of Heard.

Mr. Moughon reported a bill to be entitled an act to point out the manner of proving accounts in Justice Courts in certain cases therein specified.

Mr. Harrison reported a bill to be entitled an act to amend the 11th section of the Judiciary act, passed the 14th February, 1799, for the purpose of giving a remedy against parties liable on open accounts in like manner as against joint obligors and promisors.

Mr. McGregor reported a bill to be entitled an act to lay out a new county out of the counties of Cass and Polk and to organize the same.

Mr. McDonald reported a bill to be entitled an act to define and establish the line dividing the counties of Berrien and Colquitt, and Berrien and Lowndes, so far as regards the southwest corner of said county of Berrien.

Mr. Moore reported a bill to be entitled an act to amend an act incorporating the Commercial Bank of Brunswick, approved March 5th, 1856.

Mr. Milledge reported a bill to be entitled an act to authorize the issuing commissions to legalize commissions that may have been issued to certain persons elected as Judges of the Superior Courts, and to amend an act entitled an act to provide for the election of all the Judges of the Superior Courts by the free white people of the State of Georgia and for other purposes therein named, approved January 12th, 1852.

Mr. Guy reported a bill to be entitled an act to change the name of James Strickland to James Thomas, and to entitle said James Strickland to all the privileges, rights and immunities of a legitimate heir of James R. Thomas, of the county of Ware.

Mr. Everett reported a bill to be entitled an act to provide for the disposition of money raised by fines on account of road duties in the county of Thomas, and to alter existing laws for that purpose.

Mr. Irwin reported a bill to be entitled an act for the relief of Abner P Powers.

Mr. Glass reported a bill to be entitled an act for the relief of Mrs. Maria W. Wooldridge, wife of Isma W. Wooldridge, of Newton county.

Mr. Lewis of Greene reported a bill to be entitled an act to incorporate the Bank of the South, at Macon, Georgia.

Messrs. Everett, Hays, McMillan and Pickett offered each a resolution in regard to furnishing certain officers in their respective counties with Cobb's Analysis, &c., &c., which were read.

Mr. Wilkes offered a resolution referring certain portions of the Comptroller General's report to the Judiciary Committee. The same was read.

Mr. Hardy presented the memorial of Henry Duke, which, on his motion, was referred, without being read, to a select committee, consisting of Messrs. Hardy, Diamond, Mintz and Smith of Towns.

Mr. Westmoreland offered the memorial of Felix Lowers, which was also referred to a select committee, consisting of Messrs. Diamond, Daniel, Crittenden, Findley, Batts and Lane.

The following message was received from the Governor by Mr. McComb, his Secretary :

Mr. Speaker—I am requested by his Excellency the Governor to lay before this branch of the General Assembly a communication in writing.

On motion of Mr. Smith of Towns, the same was taken up and read :

EXECUTIVE DEPARTMENT, }
Milledgeville, Georgia, November 27th, 1857. }

To the Senate and House of Representatives :

Frequent calls having been made upon this Department by resolution of the House of Representatives, asking that I forward to different counties copies of Cobb's New Digest, and of Cobb's Analysis and Forms, I beg leave to inform the General Assembly that it is not in my power to comply with these requests, so far as Cobb's Analysis and Forms is concerned. There are only about one dozen copies of this work now on hand, and part of these must be kept for the use of the offices in the State House. Upon inquiry I learn that there is no bookstore in the State where they can be obtained. Were it in my power to purchase them, I should not hesitate to do so and supply the demand at once. I am informed that the distinguished author of this valuable work is preparing another edition. I am not informed when it will be ready for the press. I would respectfully suggest the propriety of a subscription by the State for a number of copies of the new edition, sufficient to supply the present and any probable future demand. I learn that several of the new counties and some new districts in the old counties are lacking a supply of this work. Should other new counties be formed by the present or any future Legislature, the demand will still be increased, as one or more copies of this

or some other book of Forms are indispensably necessary to the proper execution of the laws in each Militia District in the State. I am able to supply all the demands yet made for Cobb's New Digest.

The House took up the report of the committee on the bill to be entitled an act for the relief of Benjamin Johnston, of Gilmer county, and for other purposes therein named.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to prevent the killing of deer at certain periods of the year, in the county of Scriven.

The same was so amended as to include in its provisions the county of Liberty.

The report was agreed to. The bill was read the third time and passed with the amendment.

The House took up the report of the committee on the bill to be entitled an act to authorize the Trustees of the Carrollton Male and Female Academy to sell the same and the lot on which the same is situated, and to execute titles thereto, and vest the proceeds of the same in the Carrollton Male and Female Seminary.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to make the election of Tax Collectors and Receiver of Tax Returns, of the county of Decatur, biennial instead of annual, and to double the amount of the bond now given by them.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to be entitled an act for the relief of the the half brother and sister of Jacob Stroman, deceased, born of the body of the same mother, and their legal representatives, and to prevent the estate of said Stroman from escheating to the State under the escheat laws thereof.

The same was amended. The report as amended was agreed to. The bill was read the third time and passed with amendments.

The following bills were, on motion, laid on the table for the remainder of the session, viz :

A bill to be entitled an act to authorize Azariah Ennis, of the county of Scriven, to practice medicine and charge therefor ; and

A bill to be entitled an act to authorize Thomas J. S. Kimbrough, of the county of Harris, to practice physic, &c.

The House took up the report of the committee on the bill to be entitled an act to amend an act entitled an act to incorporate a bank in the city of Columbus, to be called the Bank

of Columbus, and for other purposes therein named, approved March 4th, 1856, so far as relates to the Bank of Cuthbert.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to alter and amend the Road Laws of this State, so far as relates to the county of Decatur, and for other purposes.

The same was amended by extending the provisions of the same to the county of Lumpkin.

The report as amended was agreed to. The bill was read the third time and passed with the amendment.

The House took up the report of the committee on the bill to be entitled an act to alter and amend the several laws in relation to the Poor School System, so far as relates to the county of Gordon.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Elizabeth Coleman, a colored woman.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the connection of the Muscogee Railroad with the Opelika Branch Railroad, and the Mobile and Girard Railroad, at Columbus.

The report was agreed to. The bill was read the third time and passed.

Mr. Harrison, on motion, was added to the committee on the Penitentiary.

On motion of Mr. Hillyer, the regular order was suspended, and the bill to be entitled an act to alter and amend the 3d, 4th and 7th sections of the 1st Article of the Constitution of this State, was taken up, read the second time and referred to the Judiciary Committee.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has concurred in the resolution of the House of Representatives for the purpose of examining into the rights of the Legislature, under the amended Constitution, and have appointed as the committee, on the part of the Senate, Messrs. Tucker, Gibson and Whitaker.

The House took up the report of the committee on the bill to be entitled an act to authorize and require the commissioners of the Academy Lot, in the town of Perry and county of Houston, to sell the same, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to prevent persons owning slaves, or the guardians of free persons of color, in the town of Warrenton, Warren county, from keeping eating houses and eating tables in said town.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Thomas J. McGaughey, of the county of Walton.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize and empower the Justices of the Inferior Court of the several counties in this State to discharge criminals or offenders against the law from jail, in certain cases therein mentioned.

The same was, on motion of Mr. Kenan, so amended as to exclude from its provisions persons imprisoned for contempt of court.

The report as amended was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to give additional powers to the Justices of the Peace for the 872d district, G. M.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to require the ordinary of Macon county to pay William Lowden and Silas Stokes all arrearages due for the tuition of poor children, in said county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to exempt Thomas H. Kilgo, of the county of Lumpkin from all road, patrol and military duties, and for other purposes therein mentioned.

The report was agreed to. The bill was read the third time and passed.

The bill to be entitled an act to authorize Calphrey Clark to practice medicine, &c., was laid on the table for the balance of the session.

The special committee appointed to examine Johnson's Map of the Republics of North America and the adjacent islands, recommend the purchase of one of said maps, by the Governor, for the use of the House of Representatives.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker :—The Senate has passed the following bills:
A bill to be entitled an act to repeal the 3d section of an

act entitled an act to amend an act to carry into effect the 9th section of the 3d Article of the Constitution, approved December 5th, 1806.

Also, a bill to be entitled an act to alter and amend the 2d section of an act, to alter and amend so much of the Judiciary of 1779 as respects claims of property in the Superior and Inferior Courts of this State.

Also, a bill to be entitled an act to lay off a new county from the counties of Cherokee, Cobb and Forsyth, and for other purposes therein specified.

Mr. Harris of Dougherty offered a resolution relative to the purchase, under the direction of the Governor, of one of Bonner's Maps of Georgia, for each county in this State, which was read.

The House adjourned on motion until 10 o'clock, to-morrow, a. m.

SATURDAY, NOVEMBER 28th, 1857.

The House met pursuant to adjournment.

Mr. Kimbrough moved to reconsider so much of the Journal of yesterday, as relates to the refusal of the House to pass the bill to be entitled an act to authorize Thomas J. S. Kimbrough, of the county of Harris, to practice physic, and to charge and collect compensation for the same.

The motion prevailed.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker :—The Senate has agreed to a resolution instructing our Senators and Representatives in Congress, to urge the passage of a law, granting a pension to the soldiers of the war of 1812, also, to the soldiers of the Indian wars, between the years 1790, and 1815, to which they ask the concurrence of the House of Representatives.

Mr. Speaker :—The Committee on Enrollment report as duly enrolled, and ready for the signature of the Speaker, a resolution providing for the appointment of a joint committee to examine into the rights of this Legislature, under the recently adopted amendment of the Constitution as to the duration of its present session.

■ Mr. Daniel moved to reconsider so much of the Journal of yesterday, as relates to the refusal of the House to pass the bill to be entitled an act to authorize Calphrey Clark to practice medicine and charge and collect compensation for his services.

The motion to reconsider prevailed.

Mr. Marshall moved to reconsider so much of the Journal

of yesterday, as relates to the passage of the bill to be entitled an act to authorize and require the commissioners of the Academy lot in the town of Perry and county of Houston, to sell the same, and for other purposes.

The same was reconsidered, and on motion of Mr. Marshall, was laid on the table for the balance of the session.

On motion of Mr. Daniel, the rule was suspended, and the reconsidered bill to be entitled an act to authorize Calphrey Clark to practice medicine and charge for the same, was taken up and the reports thereon agreed to.

The bill was read the third time and passed.

The House took up the report of the Committee on the bill to be entitled an act to amend an act to incorporate the "Canton Mining Company of Georgia," approved December 17th, 1855; Mr. Roberts, of Cherokee, offered as a substitute therefor, a bill of similar title, which was adopted.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the Judiciary Committee, on the bill to be entitled an act to repeal the third section of an act entitled an act in relation to allowing Tax Collectors an insolvent list, by the Grand Jurors of the several counties of this State, approved February 26th, 1856.

Mr. Worley offered as a substitute therefor a bill to be entitled an act approved February 26th, 1856, entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Juries of the several counties of this State, and to amend the various laws for the collection of the same.

The substitute was received and the report of the Judiciary Committee, which was favorable to the passage of the bill, was agreed to.

The bill was read the third time and passed.

A bill to be entitled an act for the relief of physicians in the county of Marion, and a bill to be entitled an act to repeal an act to amend the several laws of this State in relation to certiorari, were lost by the House agreeing to the report of the Judiciary Committee, which was adverse to their passage.

The House took up the report of the same Committee, on the bill to be entitled an act to compel persons residing out of this State to return all lands owned by them in this State, in the county where the land lies, to require the citizens of this State, to give in the number, district, section and county where their lands lie and to point out certain duties of the Comptroller General, and for other purposes.

The Judiciary Committee recommended the passage of the bill, with certain amendments which were received.

The report was agreed to.

The bill was read the third time and passed with amendments.

The House went into committee of the whole, Mr. Smith, of Towns, in the chair, on the bill to be entitled an act to reimburse John H. Howard, for expenses incurred by him in the Courts of Alabama, and of the United States, in defence of the State line, as described in the compact of 1803.

After some time spent therein, the committee arose and through their chairman reported the same back to the House without amendment.

The report was agreed to.

The bill was read the third time and passed.

Leave of absence was granted the committee on the Lunatic Asylum for to-day, and on motion of Mr. Diamond, Mr. Lane of Heard, was added to the same.

On motion of Mr. Bigham, Mr. Beall, of Campbell, was added to the Judiciary Committee.

On motion of Mr. Findley, Mr. Julian was added to the committee on new counties.

The House took up the report of the committee on the bill to be entitled an act to allow compensation for transcribing the numerical land books of the Executive Department.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to pay the Clerk the cost due him in criminal pauper cases returned to the Supreme Court of this State, and to explain the 17th section of an act approved 10th December 1845, organizing the Supreme Court of the State of Georgia.

The report was agreed to.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend an act declaring and making certain the laws regulating the rights of husbands in and to the property of their deceased wives, and for other purposes, approved December 26th, 1827.

The report was agreed to.

The bill was read the third time and passed.

The Judiciary Committee reported adversely to the passage of the following bills:

The report was agreed to and the bills were lost, viz:

A bill to be entitled an act to authorize the several Justices of the Peace in this State, to take bail in certain cases, and for other purposes.

A bill to be entitled an act to amend an act entitled an act to compel parties, plaintiffs in Justice Courts to pay the cost before taking out a "*capias ad satisfaciendum*," and to provide for the return of commissions by mail, approved the 16th February 1854.

A bill to be entitled an act to compel persons owning lands

in the county of Pickens, to pay tax on the same in said county.

A bill to be entitled an act to compel persons owning land in the county of Berrien, to give in and pay taxes for said land in said county, and a bill to be entitled an act to compensate the Grand and Petit Jurors of the county of Fayette, and for other purposes.

The bill of the Senate to be entitled an act to lay out and organize a new county from the counties of Lumpkin and Gilmer, and for other purposes therein named, was taken up out of its order, read the second time and committed for the third reading.

On motion of Mr. Hillyer, the following resolution was taken up, read and agreed to, viz :

Resolved, That Dennis Hills, issuing commissary of Major Nelson's Battalion Georgia Mounted Volunteers in 1836, be authorized either by himself or agent to withdraw his two discharges from the files of the House of Representatives.

The bill of the Senate to be entitled an act to lay off and organize a new county from the counties of Fayette and Henry, and for other purposes therein mentioned, was read the second time and committed for the third reading.

The following bills of the House were read the second time and committed for the third reading, viz :

A bill to be entitled an act to change the time of holding the Superior Courts in the county of Miller.

A bill to be entitled an act to subject all the property in this State, either real or personal of the Tax payers of this State to levy and sale under tax f.f.as. and for other purposes therein mentioned.

A bill to be entitled an act to point out the mode of levying and collecting distress warrants for fines issued by the General Board of Road Commissioners of the county of Clatham ; to define the liability of the levying officer, and to establish his fees.

A bill to be entitled an act to repeal an act approved March 5th, 1856, authorizing the Clerks of the Superior and Inferior Courts of the county of Ware, to hold their offices at their residences, if within eight miles of the Court House in said county, and to require them to hold their offices at the Court House in said county, or within one mile of said Court House.

A bill to be entitled an act for the relief of the county of Wilkinson.

A bill to be entitled an act to amend the several acts now in force, providing for the election of the City Council of Augusta, &c.,

A bill to be entitled an act to change certain congressional districts therein named.

A bill to be entitled an act for the relief of Reuben S. Williams, of Baker county.

A bill to be entitled an act to authorize the Justices of the Inferior Court of Butts county to assess an extra tax, &c.

A bill to be entitled an act to incorporate the Rome Mutual Insurance Company of Rome Georgia.

A bill to be entitled an act to endow the Atlanta Medical College.

A bill to be entitled an act to authorize Tillulah Ellen Butts to pay the balance of the purchase money due on certain lots of land and receive grants therefor.

A bill to be entitled an act to compel the several Sheriffs, Marshals, Ordinaries, and Coroners of this State, to advertise their proceedings in the nearest public Gazette to their offices, and for other purposes.

A bill to be entitled an act for the relief of Henry P. Hoff, of the county of Oglethorpe.

A bill to be entitled an act for the relief of Francis C. McCatchen, &c.

A bill to be entitled an act to prevent non-residents of the county of Colquitt from camp-hunting, and for other purposes.

A bill to be entitled an act to authorize Robert Allen, of Habersham county, and O. P. Dickerson, of Rabun county, to survey the 6th district of Habersham county.

A bill to be entitled an act to amend the third section of an act approved December 28th, 1845, to amend the charter of the City of Columbus, and for other purposes.

A bill to be entitled an act to authorize Charles Findley, an infirm man of the county of Merriwether, to vend any goods wares and merchandize, in said county.

A bill to be entitled an act to repeal an act in part of the second section of an act passed December 21st, 1822, entitled an act to confirm certain conveyances of the Town common of Savannah, &c., and for other purposes.

A bill to be entitled an act for the relief of Virginia V. Collins, of the county of Richmond.

A bill to be entitled an act to amend an act entitled an act to amend an act passed the 18th day of December, 1834, entitled an act to make permanent the public buildings in the Town of Cuthbert, and to incorporate the same.

A bill to be entitled an act to amend an act entitled an act to amend the act incorporating the Town of Thomasville.

A bill to be entitled an act to amend the 11th section of the Judiciary act passed 16th February, 1799, for the purpose of giving a remedy against parties liable on open accounts in like manner, as against joint obligors and promissors.

A bill to be entitled an act to authorize the Inferior Courts of the county of Dougherty, to retain the State taxes of said county for the years 1858 and 1859, to aid in constructing a

bridge across the Flint River, at or near the City of Albany, in said county.

A bill to be entitled an act to repeal so much of an act entitled an act to organize and establish a criminal Court in the cities of Columbus, Atlanta, Macon and Rome, as relates to the city of Atlanta.

A bill in relation to public roads in the county of Thomas.

A bill to be entitled an act to amend an act incorporating the Commercial Bank of Brunswick, approved March the 5th, 1856.

A bill to be entitled an act to consolidate the Clerks' offices of the Superior and Inferior Courts of Henry county.

A bill to be entitled an act to protect the rights of Mill owners, in the county of Glynn, and for other purposes.

A bill to be entitled an act amendatory of the several acts in relation to the city of Milledgeville.

A bill to be entitled an act to point out the manner of proving accounts in Justices Courts in certain cases, &c.,

A bill to be entitled an act for the relief of Mrs. Maria W Wooldridge, &c.,

A bill to be entitled an act to incorporate the Bank of the South, at Macon Georgia.

A bill to be entitled an act to change the name of James Strickland, to James Thomas, &c.,

A bill to be entitled an act to authorize the issuing of commissions, and to legalize the commissions that have been issued to certain persons elected as Judges of the Superior Courts in this State, &c.

A bill to be entitled an act to authorize the Ordinary of Cass county, to pay to Mary E. Heath, the sum of \$25,22 cts., for teaching poor children,

A bill to be entitled an act to incorporate the Georgia Mining, Smithing and Manufacturing Company.

A bill to be entitled an act to increase the fees of witnesses in the Superior Court of Emmanuel county, and for other purposes.

A bill to be entitled an act to provide and establish an authentic map of the State of Georgia, and purchase copies of the same.

A bill to be entitled an act to prohibit non-residents from hunting &c., in this State.

A bill to be entitled an act for the relief of Wade H. Raulson, a minor &c.

A bill to be entitled an act to amend an act to provide compensation for the commissioned officers, non-commissioned officers, musicians, and privates of certain companies of volunteers mustered into the service of the State of Georgia, by virtue of an act assented to 26th December, 1837, so as to prolong the time for presenting claims.

A bill to be entitled an act to amend the several acts here-

tofore passed in relation to the Central Railroad and Banking Company of Georgia, &c.,

A bill to be entitled an act for the relief of Francis Abbott, of the county of Warren.

A bill to be entitled an act to appropriate money for the relief of the Town of Thomasville.

A bill to be entitled an act to amend the fourth section of an act incorporating the city of Dalton, &c.

A bill to be entitled an act to grant the United States certain territory within the city of Savannah.

A bill to be entitled an act for the relief of James T. Estes.

A bill to be entitled an act to incorporate the united Hebrew Society, of Macon Georgia.

A bill to be entitled an act to authorize the Inferior Courts of this State, upon recommendation of the first Grand Jury, to levy an extra pauper tax.

A bill to be entitled an act to appoint an additional commission of the Green and Pulaski Monument Fund.

A bill to be entitled an act to amend the second section of an act assented to the 13th day of December, 1816, and also amendatory of an act assented to 19th December, 1818, in relation to the amount of Constables' bonds, in the 872d, District G. M.

A bill to be entitled an act for the relief and protection of certain persons therein named.

A bill to be entitled an act to prohibit the poisoning of water courses, and for other purposes.

A bill to be entitled an act to incorporate the Fulton Mining, Smithing and Manufacturing Company.

A bill to be entitled an act to prevent non-residents of this State from fishing with seines in the county of Camden.

A bill to be entitled an act additional to the former acts relating to the Glynn county Academy.

A bill to be entitled an act to authorize James Clarke, administrator of James White, deceased, to sell certain slaves, &c.

A bill to be entitled an act to explain an act entitled an act to incorporate a Railroad Company, to be called the Atlanta and Gulf Railroad Company, and for other purposes.

A bill to be entitled an act requiring all persons owning wild or uncultivated lands in this State, out of the county in which they reside, to give in the numbers of the same, and the county, district and section, in which they are situated, &c.

A bill to be entitled an act the more effectually to compel Sheriffs and Constables to pay over monies collected by them, and for other purposes.

A bill to be entitled an act for the better preservation of the interests of a certain class of the citizens of this State, by

adopting and making valid certain records, and for other purposes.

A bill to be entitled an act to consolidate the offices of the superior and Inferior Clerks of Gwinnett county.

A bill to be entitled an act to define the priority of judgments in the several Courts of this State, and for other purposes.

A bill to be entitled an act to appoint commissioners to digest and prepare a code of statute laws for this State, and report the same to the next Legislature.

A bill to be entitled an act passed the 17th day of December, 1847, to authorize the parties to compel discoveries at common law, and for other purposes.

A bill to be entitled an act to give certain privileges herein mentioned, to Wm. B. Wofford, of the county of Murray.

A bill to be entitled an act to compel all persons in this State to give in and pay taxes on land in this State in the county where the land lies.

A bill to be entitled an act to authorize the foreman of the grand Jury to swear witnesses.

A bill to be entitled an act for the relief of Joel P. Cline.

A bill to be entitled an act to amend an act entitled an act to regulate the rate of Tavern License in this State, approved 5th December, 1809, so far as relates to the county of Stewart.

A bill to be entitled an act to amend an act assented to December 30th, 1847, entitled an act to abolish the allowance tare or gross weight on bales of unmanufactured cotton.

A bill to be entitled an act to amend the tax laws of this State.

A bill to be entitled an act to appropriate money to build durable crossway over the Alapahaw River, near Irvinville, and the great public road leading from Jacksonville to Albany.

A bill to be entitled an act to amend an act for the better defining the duties of the Inferior Court of the county of Thomas.

A bill to be entitled an act to authorize the Justices of the Inferior Court of Union county to levy an extra tax upon certain conditions.

The following bills were read the second time and referred to the Committee on "new counties," viz:

A bill to be entitled an act to lay out and organize a new county out of the counties of Carroll, Campbell and Paulding.

A bill to be entitled an act to lay off and organize a new county out of the counties of Laurens, Washington and Emanuel, to be called Johnson.

A bill to be entitled an act to lay off a new county from the counties of Cass and Polk, and to organize the same.

A bill to be entitled an act to lay off a new county from the counties of Habersham and Lumpkin.

A bill to be entitled an act to lay out and organize a new county from the counties of Floyd and Polk.

A bill to be entitled an act to define the line dividing the counties of Berrien and Colquitt, and Berrien and Lowndes, so far as regards the South-west corner of Berrien county.

The following bills were read the second time and referred under a rule of the House to the Committee on Consolidation, viz:

A bill to be entitled an act to authorize William B. Ayers, of the county of Carroll, to practice medicine and collect for the same.

A bill to be entitled an act to authorize John Hatton, of the county of Harris, to peddle without license.

A bill to be entitled an act to authorize T. A. Weaver, of the county of DeKalb, to practice medicine, and charge for the same.

A bill to be entitled an act to authorize the Ordinary of DeKalb county, to pay Mary Ethridge for teaching certain poor children in the year 1854, who were not returned.

A bill to be entitled an act to authorize the Ordinary of the county of Walton, to pay certain teachers of poor children in said county.

A bill to be entitled an act to authorize the Ordinary of Columbia county, to pay Alfred Rancy the amount therein, upon the conditions specified.

A bill to be entitled an act to authorize J. G. Faircloth, of the county of Baker, to practice medicine and charge for the same.

A bill to be entitled an act to change the county line between the counties of Henry and DeKalb, so as to include the residence of Samuel C. Masters, of the county of Henry, in the county of DeKalb.

A bill to be entitled an act to change the county line between the counties of Coweta and Heard, &c.

A bill to be entitled an act to authorize certain commissioners herein named, to new mark and ascertain the dividing line between the counties of McIntosh and Liberty.

A bill to be entitled an act to change the line between the counties of Walton and Gwinnett, &c.

A bill to be entitled an act to compensate the Petit Jurors of Carroll county, &c.

A bill to be entitled an act to amend the several acts now in existence, in relation to the lines between the counties of Liberty and McIntosh, &c.

The following bills were read the second time and referred to the Judiciary Committee, viz:

A bill to be entitled an act to require non-residents, defendants in Courts of Equity to make affidavit to the truth of

their answers in the county where the suit may be pending, in certain cases therein named.

A bill to be entitled an act for the relief of Abner P. Powers.

A bill to be entitled an act for the relief of James Edmonson, of the county of Murray, security of Thomas J. Harper, Tax Collector, &c.

A bill to be entitled an act to provide for the codification of the laws of Georgia.

A bill to be entitled an act to give construction to, and render more certain the 4th section of the Statute of frauds and perjuries, so far as the same relates to the sale of lands, &c.

A bill to be entitled an act to appropriate money for the improvement of the Big Satello River.

A bill to be entitled an act to enlarge the powers of Jurors at "common law."

A bill to be entitled an act to declare inoperative and void the 14th section of the 34th, and 35th, Henry VIII, entitled a bill concerning the explanation of wills, &c.

A bill to be entitled an act for the relief of the Cherokee Insurance and Banking Company, and the Planters Bank of Dalton.

A bill to be entitled an act in reference to the Statute of 32d, Henry VIII.

A bill to be entitled an act to amend an act to allow Executors, Administrators and Guardians, to resign their trusts on certain conditions.

A bill to be entitled an act to alter and amend the constitution of the State of Georgia, so as to make the election of Members of the General Assembly annual.

A bill to be entitled an act to authorize parties, plaintiffs, when sued on a note given for real estate, to set out the fact in the declaration, &c.

A bill to be entitled an act to define the powers of the Supreme Court of this State in relation to the reversal of its own decisions.

A bill to be entitled an act to compel all free persons of color to remove from this State or be sold into slavery.

A bill to be entitled an act to exempt Merchants, Physicians, &c., from introducing their books for the purpose of proving their accounts, &c.

A bill to be entitled an act to declare the law of evidence in certain cases.

A bill to be entitled an act to compensate A. P. Powers, for certain services, &c.,

The following bills were read the second time, and referred to the Committee on Banks, viz:

A bill to be entitled an act to incorporate a bank in the city of Marietta, to be called the Bank of Marietta.

A bill to be entitled "an act to incorporate the Southern Mutual Life Insurance Company."

A bill to be entitled an act to extend the charter for the Savannah Institution for Savings.

The following bills were read the second time and referred to the Committee on Internal Improvements, viz :

A bill to be entitled an act to appropriate money to open Big Lots Creek and Fifteen Mile Creek, in Bulloch county.

A bill to be entitled an act to prevent a monopoly of the power and funds of railroad corporations in Georgia.

A bill to be entitled an act more effectually to protect the navigation of the Savannah River, and the free passage of fish. &c.

The following bills read the second time and referred to the committee on Finance, viz :

A bill to be entitled an act to authorize the Tax Collector of Union county to retain the State Tax for the next two years.

A bill to be entitled an act for the relief of Mrs. Elizabeth Thompson, of the county of Elbert, &c.

A bill to be entitled an act to provide compensation for the services of Richard L. Hunter, for making a survey of the Okefenokee Swamp, and a bill to be entitled an act to amend the tax laws of this State, so as to include the Express Companies.

The following bills were read the second time, and ordered to be engrossed for the third reading, viz :

A bill to be entitled an act to authorize the Mayor, or the Mayor and Aldermen of the city of Columbus, to remove the occupants or inmates of lewd or disorderly houses in said city ; and a bill to be entitled an act to repeal so much of an act entitled an act to organize and establish a criminal Court in the cities of Macon, Atlanta, Columbus and Rome, so far as relates to the city of Columbus.

The bill to be entitled an act for the relief of Peter H. Coffee, administrator of Mark Wilcox, deceased, Calvin Owen, and others, securities of Abraham F. Powell, Tax Collector, of Telfair county, was read the second time and referred to a special committee, consisting of Messrs. Daniel, Milledge, Lewis of Fain, and Bigham.

The House adjourned until Monday 10 o'clock, a. m.

MONDAY, NOVEMBER 30th, 1857.

The House met pursuant to adjournment.

Mr. Luffman moved to reconsider so much of the Journal of Saturday as relates to the passage of the bill to be enti-

tled an act to reimburse John H. Howard, &c. The same was reconsidered.

Mr. Hardeman offered a resolution relative to the erection of a monument in memory of Capt. Isaac Holmes, which was read.

Mr. Fullmore offered the following resolution which, on his motion, was taken up, read and agreed to, viz :

Resolved, That the Governor be and he is hereby requested to communicate to this Legislature a statement of the amount, in tons, of Merchant bar iron bought and consumed annually, for five years last past, by the Western and Atlantic Railroad, and by the Penitentiary, severally, and the prices paid, and the sizes or kinds used ; also, the amount of Pig metal used, and the prices paid for it.

Resolved, That in the annual report of the Superintendent of the Western and Atlantic Railroad, he shall be and he is hereby required to set forth in tabular form the monthly amount of all the leading articles of freight, wheat, corn, cotton, Flour, iron, &c., severally, shipped to and from the several depots ; also, the outlay and annual expenses incurred and made on each ; also, that said report shall show how many cars of each class there are and how many days each car of every class has stood idle, and at what depot ; also, how many locomotives there are and how many days each has stood idle.

The following bills were reported and read the first time, viz :

Mr. Harrison reported a bill to be entitled an act to authorize the issuing of alias executions in vacation by the several courts of law within this State, when the originals have been lost.

Mr. Embry reported a bill to be entitled an act for the relief of Phebe Burnett, wife of Benjamin M. Burnett, of the county of Carroll, &c.

Mr. Graham reported a bill to be entitled an act to extend and define the corporate limits of the towns of Holmesville, in the county of Appling.

Mr. Boggess reported a bill to be entitled an act for the relief of A. J. Morris, of the county of Carroll.

Mr. Neal reported a bill to be entitled an act to lay out a new county from the counties of Cass and Floyd, to be called McDonald county, to provide for the organization of the same and for other purposes.

Mr. Lewis of Hancock reported a bill to be entitled an act to change the name of the Montrose Manufacturing Company, of Hancock county, to that of the Montour Manufacturing Company, and for other purpose.

Mr. Chapman reported a bill to be entitled an act to remove the Seat of Government from Milledgeville to Macon

or Atlanta, as the legal voters in this State may determine, and for other purposes therein mentioned.

Mr. Powell reported a bill to be entitled an act to point out the mode and manner in which open accounts shall be proved, so far as relates to the county of Decatur.

Mr. Pickett reported a bill to be entitled an act to add a part of the county of Murray to the county of Gilmer.

Mr. Moore reported a bill to be entitled an act to authorize the Trustees of the Glynn County Academy to lease or sell the Academy buildings and estate of said Academy, and protect the property, and collect the funds of the same, and for other purposes therein named.

Mr. McWhorter reported a bill to be entitled an act for the relief of Mrs. Lucy A. H. Bynom, wife of James R. Bynom, of the county of Greene.

Mr. Kimbrough reported a bill to be entitled an act to repeal the 5th section of an act entitled an act to amend an act to incorporate the town of Lumpkin, in Stewart county, approved January 16th, 1850.

Mr. Kendall reported a bill to be entitled an act to compensate the Petit Jurors of Merriwether county, and to dispose of certain monies in said county as herein provided.

Mr. Findley reported a bill to be entitled an act for the reciprocal relief of the citizens of Georgia.

Mr. Westmoreland reported a bill to be entitled an act for the relief William B. Chapman and others, of the county of Fulton.

Mr. Luffman reported a bill to be entitled an act to incorporate the Southern Copper Mining Company, and for other purposes.

Mr. Davis reported a bill to be entitled an act for the relief of Trustees holding property in trust for married women, and by the nature of the trust free from the liabilities and control of their husbands; and

A bill to be entitled an act to repeal the 4th section of an act passed the 19th December, 1793.

Mr. Moore reported a bill to be entitled an act to authorize the Clerks of the Superior and Inferior Courts, and the Sheriff of Glynn county, to collect their fees at each of their offices at each term of the Superior and Inferior Courts.

Mr. Hillyer reported a bill to be entitled an act to amend the several laws of this State upon the subject of writs of *certiorari*.

Mr. Fain of Union, by Mr. Kenan, reported a bill to be entitled an act to amend the law now in force prescribing the manner of taking cases to the Supreme Court by mandamus, and for other purposes, which was also referred to the Judiciary Committee.

Mr. Hillyer reported a bill to be entitled an act for the

relief of securities of the Tax Collectors of the county of Walton for the year 1853.

The same was, on motion, referred to the Judiciary Committee.

Mr. Sherman reported a bill to be entitled an act to incorporate a bank in the town of Thomaston, to be called the Bank of Upson; and

A bill to be entitled an act to incorporate the Oak Grove Academy, in the county of Upson; to appoint Trustees for the same and for other purposes therein specified.

Mr. Bigham reported a bill to be entitled an act to authorize Deputy Sheriffs to execute titles to purchasers of property sold by them at Sheriff sales;

A bill to be entitled an act for the relief of William L. Dallas; and

A bill to be entitled an act for the relief of honest debtors.

Mr. Findley reported a bill to be entitled an act to change the Tax Laws of this State, so far as relates to poll tax.

Mr. Mintz reported a bill to be entitled an act for the relief of John M. Wilhite, of the county of Jackson.

Mr. Marshall reported a bill to be entitled an act to change the lines between Houston and Dooly counties, so as to include certain lots of land in the county of Dooly within the limits of the county of Houston.

Mr. Bigham reported a bill to be entitled an act to authorize Sheriffs, Deputy Sheriffs, Coroners and Constables to attest bonds taken by them in discharge of their official duties.

Mr. Smith of Towns reported a bill to be entitled an act to provide for the preservation of the public records, and for other purposes therein specified.

Mr. Diamond presented a memorial of certain citizens relative to the change of county lines therein mentioned, which was, on motion, referred, without being read, to the Committee on New Counties.

Mr. Westmoreland presented the memorial of L. A. Douglass, of the county of Fulton, which was referred, without being read, to a special committee, consisting of Messrs. Westmoreland, Smith of Towns, Hardeman and Cannon.

Mr. Kendall offered the following resolution, which was read, viz:

Resolved, That the Committee on the Judiciary be requested to examine whether the present law relative to the Court of Ordinary of this State, prohibits the Ordinaries from acting as escheators, and to report what additional legislation may be necessary on this subject, &c.

Mr. Wall offered the following resolution, which was read and agreed to, viz:

Resolved, That our Representatives and Senators in Congress be requested to have a weekly horse mail established

from Waresboro, in Ware county, to Irwinnville, in Irwin county.

Mr. Hughes offered the following resolution, which was taken up, read and agreed to, viz :

Whereas, it is believed that a large portion of the taxable property of the State of Georgia is returned far below the value thereof, and the State thus deprived of a large amount which would otherwise go into the Treasury :

Be it therefore Resolved, That the Speaker appoint a committee of three to take the subject in consideration, and to report a bill, if necessary, for the purpose of appointing an Assessor of Taxes in each county in the State, or to authorize the Receivers of the several counties to make the assessment upon any returns which in his judgment is not given in according to law.

The committee appointed by virtue of the foregoing consists of Messrs. Hughes, Lewis of Greene and Pickett.

On motion of Mr. Harris of Dougherty the bill to be entitled an act for the relief of Reuben S. Williams, of Baker county was taken up out of its regular order and referred to Committee on Finance.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

A resolution constituting the committees of the two Houses on the Lunatic Asylum, a Joint Standing committee.

The following message was received from the Governor, by Mr. Campbell, his Secretary :

Mr. Speaker—The Governor has approved and signed a resolution appointing a committee from each branch of the General Assembly for the purpose of examining the rights of this Legislature, under an adopted amendment of the Constitution, as to the duration of its present session.

The House took up the report of the committee on the reconsidered bill to be entitled an act to declare and define the duties of the Governor of this State, in relation to the Banks which have suspended specie payments.

Certain amendments were received to the same.

Mr. Bigham of Troup offered a substitute for the same, which was lost.

The House adjourned until 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The following Senate bills were read the second time and committed for the third reading, viz :

A bill to be entitled an act for the relief Jeremiah Gafford, of Stewart county, and others therein mentioned.

A bill to be entitled an act to repeal an act passed and approved the 4th March, 1856, authorizing the State Printer to employ a Reporter of the daily proceedings of the Legislature, &c.

A bill to be entitled an act to authorize the drawing of additional panel of Grand and Petit Jurors for the Superior Court of Dougherty county.

A bill to be entitled an act to define the lines between the counties of Rabun and Towns.

The Senate bill to be entitled an act to explain an act entitled an act to incorporate a railroad company to be called the Atlantic and Gulf Railroad Company, and for other purposes therein named, approved February 27th, 1856.

The following Senate bills were read the first time, viz:

A bill to be entitled an act to repeal an act to incorporate the Sweetwater Manufacturing Company, but to continue the corporation so as to collect and pay its debts.

A bill to be entitled an act for the relief of Peter Cole, of Gilmer county.

A bill to be entitled an act to amend the act approved December 7th, 1823, and the act approved December 22d, 1829, to prevent obstructions to the passage of fish in Ocmulgee river and its branches, and to extend the provisions of the same to the Altamaha, Oconee, Ocklockney and Little Rivers.

A bill to be entitled an act to point out the mode of making the Canoochee Bridge, in Bryan county, a toll bridge.

A bill to be entitled an act to designate the Brigade and Division of the Georgia militia to which the county of Terrell belongs.

A bill to be entitled an act to re-establish 1005th District, G. M., in the county of Decatur, and to legalize the judicial acts thereof.

A bill to be entitled an act to authorize Joseph E. Dent and John T. Dent, Executors of the last Will and Testament of William B. W. Dent, deceased, to sell the lands belonging to the estate of said William B. W. Dent, deceased, at private sale, and to make legal and valid, conveyances for the same.

A bill to be entitled an act to amend the claim laws of this State as to the affidavit to be interposed by the claimant.

A bill to be entitled an act to enable Executors, Executrix or Guardians to resign their trust under certain circumstances.

A bill to be entitled an act to lay out and organize a new county out of a portion of the county of Warren.

A bill to be entitled an act to authorize the Justices of the Inferior Court of Columbia county to issue and sell county bonds and levy an extra tax.

A bill to be entitled an act to authorize Mark Rigill of the county of Terrell, an infirm man, and Newton Croker of Stewart county, to peddle without paying for a license in the above counties, now composed of the Pataula Judiciary Circuit.

A bill to be entitled an act to appoint commissioners to define the county line between the counties of Calhoun and Baker.

A bill to be entitled an act to amend the 46th section of the attachment laws, assented to on the 4th day of March, 1856.

A bill to be entitled an act to authorize and require the Justices of the Inferior Court of Warren county to draw two panels of Jurors from the jury boxes of said county, and for other purposes therein mentioned.

A bill to be entitled an act to authorize a settlement between Jas. M. Hightower, Guardian, and James W. F. Hightower, his ward, and to legalize the contracts of the said James W. F. Hightower.

A bill to be entitled an act to authorize indorsers on promissory notes, and other instruments which shall be given for the purpose of negotiation, or intended to be negotiated at any chartered bank, or which may be deposited in any chartered bank for collection, be sued in the same action with the principal.

A bill to be entitled an act to compel non-residents of the counties of Worth, Irwin, Telfair and Laurens, who pen and herd stocks of cattle and sheep in said counties, to pay a tax of ten cents per head on the same for certain purposes.

A bill to be entitled an act to repeal so much of 8th section of an act approved December 14th, 1811, requiring the commanding officers in each Captain's district to act in conjunction with the Justices thereof in drawing juries.

A bill to be entitled an act to repeal an act to authorize the Justices of the Inferior court of the counties of Fannin, Telfair, Clinch and Walton to lay off said counties into school districts; to appoint Trustees for the same, and to provide for the election of Treasurer in each, &c., so far as relates to Walton county.

A bill to be entitled an act to change the boundary of the corporate limits of the town of Ringgold.

A bill to be entitled an act to regulate the Courts of Ordinary of this State, so far as relates to the county of Miller.

A bill to be entitled an act for the relief Sophia Avant, of the county of Washington.

A bill to be entitled an act to repeal an act to provide for the election of Trustees of Effingham Academy, and for other purposes, approved March 4th, 1856.

A bill to be entitled an act to lay out a new county from

the counties of Cherokee, Cobb and Forsyth, and for other purposes therein specified.

A bill to be entitled an act to change the line between the counties of Elbert and Hart.

A bill to be entitled an act to authorize the Court of Ordinary of Macon county to grant letters testamentary upon the estate of John R. Felton, deceased, to Noah Felton, of the State of Alabama, and to authorize said Noah Felton to qualify and act as an Executor of the Will and Testament of John R. Felton, deceased.

A bill to be entitled an act to amend an act approved December 17th, 1851, entitled an act to grant corporate powers and privileges to the Curtright Manufacturing Company.

A bill to be entitled an act to authorize Malon Biddell of the county of Charlton, to peddle without paying a tax for the same.

A bill to be entitled an act to authorize the Clerks of the Superior and Inferior Courts of Charlton county to keep their offices at their residences if within six miles of the court house.

A bill to be entitled an act to consolidate the offices of Receiver of Tax Returns and Tax Collector, so far as relates to the county of Union, and for other purposes therein mentioned.

A bill to be entitled an act to authorize attachments to issue in cases sounding in damages.

A bill to be entitled an act to make uniform the criminal practice in the several judicial circuits.

A bill to be entitled an act to lay out and form a new county from the counties of Ware and Appling, and to provide for the organization of the same.

A bill to be entitled an act to regulate and define the time of holding the Superior Courts of several counties of the Cherokee Circuit; to authorize the Judge of said courts to hold two weeks' court in Gordon and Cattoosa counties, and to draw two pannels of jurors to serve in the counties of Gordon and Cattoosa.

A bill to be entitled an act for the relief of Lewis Jones, Richard Turner and Solomon Hart, of the county of Harris.

A bill to be entitled an act to change the time of holding the Superior Court in the county of Miller.

A bill to be entitled an act for the relief of Caroline Wallace, wife of Andrew J. Wallace, of Towns, and for other purposes therein named.

A bill to be entitled an act to re-enact the 1st section of an act entitled an act to amend the several acts in relation to the town of Athens, approved February 14th, 1856.

A bill to be entitled an act to amend an act to authorize the Wills Valley Railroad Company, incorporated by the

Legislature of the State of Alabama, to construct their road through Dade county, Georgia, and for other purposes.

A bill to be entitled an act to authorize the Sheriff, appointed by the Inferior Court of Jasper county, to fill a vacancy occasioned by the death of Samuel Allen, late Sheriff of said county, to hold his office and discharge the duties of Sheriff of said county until his successor is elected and qualified at the next regular election for county officers of said county.

A bill to be entitled an act to consolidate the Poor School and Academical Fund for the county of Madison.

A bill to be entitled an act to simplify the proceedings in bail cases, and for other purposes therein mentioned.

A bill to be entitled an act for the relief of Mrs. Elizabeth Clark, Executrix of the Will of Servier Clark, and for other purposes therein named.

A bill to be entitled an act to repeal the lien laws so far applies to the Steam Saw Mills, at and upon the several mouths of the Altamaha river.

A bill to be entitled an act to amend the Tax Laws of this State so as to more perfectly secure the return of Tax Payers to the Receiver of Tax Returns [in each] Captain's district of this State.

A bill to be entitled an act to repeal an act passed in 1853 and 1854, to establish and make uniform the rates of ferriage, and regulate ferries, and to make penal any violation of the same, so far as relates to the counties of Decatur and Camden, in this State.

A bill to be entitled an act to alter and amend an act entitled an act to protect the planters of oyster beds, and give exclusive rights to the usufruct of natural beds of oysters, in certain cases, and to prevent the taking of terrapins and turtle in certain seasons, approved February 18th, 1856.

A bill to be entitled an act for the relief of Nancy Marrow, of the county of Henry.

A bill to be entitled an act for the relief of Susan Spell and Frances Abbott.

A bill to be entitled an act to incorporate the Ocmulgee and Altamaha Steam Navigation Company.

A bill to be entitled an act to alter and amend the Road Laws, so far as relates to the county of Gilmer.

A bill to be entitled an act to consolidate the offices of the Clerk of the Superior and Inferior Courts of the county of Columbia.

A bill to be entitled an act to confer certain privileges on Adolphus Anderson, of Harris county, &c.

A bill to be entitled an act to establish and incorporate a Female College in the city of Marietta, and for other purposes.

A bill to be entitled an act to legalize certain judgments of the Courts of Ordinary of this State, &c.

A bill to be entitled an act to extend the provisions of an act approved 4th March, 1856, entitled an act authorizing the issuing of attachments and garnishments, and to regulate the proceedings in the same.

A bill to be entitled an act to alter the lines between the counties of Worth and Colquitt.

A bill to be entitled an act to extend to the county of Terrell the provisions of an act to amend the several acts now in force regulating the fees of Magistrates and Constables of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved January 22d, 1856.

A bill to be entitled an act to alter and change the line between the counties of Berrien and Irwin.

A bill to be entitled an act to remunerate the Receiver of Tax Returns for the county of Chatham, for sundry services performed, wherein no compensation is now allowed by law, and otherwise define his duties.

A bill to be entitled an act to consolidate the offices of Tax Receiver and Collector of Pickens county.

A bill to be entitled an act to alter and amend the second section of an act to alter and amend so much of the Judiciary of 1799, as respects claims of property in the Superior and Inferior Courts of this State.

A bill to be entitled an act to repeal the 3d section of an act entitled an act to amend an act to carry into effect the 9th section of the 3d Article of the Constitution, approved December 5th, 1806.

A bill to be entitled an act to reduce the Sheriff's bond in the counties of Towns, Camden and Haralson.

A bill to be entitled an act for the relief of securities, endorsers and guarantors, in certain cases therein mentioned.

A bill to be entitled an act to collect interest on open accounts in this State.

A bill to be entitled an act to reduce the work on roads in the counties of Worth, Irwin and Wayne.

A bill to be entitled an act to change the county line between the counties of Hall and Lumpkin.

A bill to be entitled an act to legalize the adjournment of Lee Superior Court.

A bill to be entitled an act to change the time of holding the Superior and Inferior Courts for Butts county.

A bill to be entitled an act for the relief of the citizens of Irwin county, from the injuries inflicted by non-residents in camp-hunting.

Mr. Lockett offered the following resolution which, on motion, was taken up, read and agreed to, viz:

Whereas, the State of Georgia has fostered an Institution for the Blind, and this House having appointed a committee

to look into the financial affairs and management of said institution, and the members of this House desiring to see the pupils in said institution that they may properly judge of their progress—

Resolved, That the principal of the Institution of the Blind be requested to bring into this House at 2½ o'clock, p. m., Thursday, his pupils, that they may be examined touching their studies and progress therein, and that he be requested to give a concert in this Hall on the same day, at 7 o'clock, p. m.

The House adjourned until 9½ o'clock to-morrow, p. m.

TUESDAY, DECEMBER 1st. 1857,

The House met pursuant to adjournment :

The special committee to whom was referred the memorial of Howell Cobb, of Houston county, reported certain resolutions, the adoption of which they recommended.

The same were referred, together with the memorial to the Judiciary Committee.

The House took up the report of the Judiciary Committee on the bill of the Senate to be entitled an act to explain an act entitled an act to incorporate a railroad company, to be called the Atlantic and Gulf Railroad Company, and for other purposes therein named, approved February 27th, 1856.

The same being favorable thereto, was agreed to.

The bill was read the third time and passed.

The House took up the report of the Finance Committee, on the bill to be entitled an act for the relief of Mrs. Elizabeth Thompson, of the county of Elbert, and to repeal conflicting laws in her case only.

The report being favorable to the passage of the same was agreed to.

The bill was read the third time and passed.

The House took up the report of said committee on the bill of the House to be entitled an act to amend the Tax laws of this State, so as to include Express Companies.

The same was amended at the suggestion of said committee, by striking out "two per cent," and inserting in lieu thereof, "one half of one per cent."

The report as amended was agreed to.

The bill was read the third time and passed as amended.

The Committee on the Institution for the blind, submit the following report :

Your Committee have visited the Georgia Academy for the Blind, attended an examination of the pupils, considered the course of their instruction, and have, as far as they could, ascertained the condition, wants and prospects of the institution.

We found the Academy under the control of an intelligent and efficient Board of Trustees, who appear to be devoted to its interests and to the welfare of the Blind.

We approve of their prudent and safe management of its finances, the course of instruction which they have adopted for the pupils, and their zeal to build up a permanent institution for the education of all the blind children in the State.

There are twenty pupils in the Academy, nearly all of whom are beneficiaries of the State, and the building now occupied by them, will not accommodate a larger number of pupils, though others as we are informed, have applied for admission.

Your Committee take pleasure in expressing their satisfaction at the proficiency of the pupils in education, a proficiency truly remarkable in those who are not blessed with sight.

As the principal of the Academy will bring a number of the pupils and exhibit their progress in different branches of education, to the members of the General Assembly, we need not speak further of them, than that they reflect credit upon their instructors.

The policy of educating the blind, and instructing them in useful pursuits by which they may secure an honorable maintenance, has been adopted by a majority of the States in the Union. According to the census of 1840, there were 136 of this unfortunate class of persons in this State. By the census of 1850, it appears that their number had increased to 230. Taking the census tables as correct, and by the same ratio of increase, their number would be 295. But there is reason to believe that there is an average of one blind person in every other county of the State, not returned in the last census.

The census tables of the other States, and the last report of the Superintendent of the U. S. census make it appear, that among the white population, there is one blind person for every two thousand two hundred and forty-five persons. From these data, it may be safely estimated that there are not less than 400 blind persons in this State. The most authentic reports, and the authority of physiologists confirm this apparent rapid increase in the number of the blind.

It is known that the mass of these sightless beings exist in a state of the most deplorable ignorance that they have not received even the rudiments of an education, that their morals have been equally neglected, and that many of them have learned the lessons of vice in the school of stern adversity.

The objects of mere commiseration, they have received no industrial training and are now living in idleness as helpless drones, without the disposition or the skill to be usefully employed; cut off from the ordinary pursuits of life by their blindness, they have been left to grope their way in the world, without the means of alleviating their misery or the hope of improving their condition.

While some few of them, from the advantages of wealth and oral instruction, or from remarkable talent and virtue, have become respectable and useful members of society, the larger portion are subjected to the evils of poverty and are supported by charity. Some have been elevated by private beneficence to the benefits offered by the institutions for the blind in the Northern States; a few others by their own merit have risen to usefulness and laudable avocations, but the large majority are still without knowledge, without virtue, without employment and without happiness.

The neglected children of misfortune, they are alike a shame to themselves, a burthen to the community, and a reproach to the State.

The experience of other States and countries, and the limited experiment of this State, have proved conclusively, that this is not necessarily the condition of this class. It has been demonstrated that their minds can be cultivated to the highest degree of refinement, that there are methods of imparting to them the most useful and practical knowledge, that they are capable of learning and excelling in some of the sciences, that they can acquire and successfully employ some of the mechanics arts, that their morals are susceptible of the highest improvement, and that they can enjoy every social pleasure.

It has been shown too, that from being indigent and expensive idlers and consumers, they can be elevated to the grade of active and contented laborers.

The benefits and blessings of an education to one of these beings are not to be estimated by the advantages of education to those who have sight, but rather by examples of the educated blind.

Some of the best musicians, musical teachers, pianists, and organists in this country, are from among this class. Some have become successful teachers of the ordinary branches of education. Very many of them excel in the highest branches of mathematics, many others enjoy remunerating success in various handicraft pursuits, such as the manufacturing of brooms, brushes, baskets, mats, rugs and ornamental work, usually made by females. It is the just pride of institutions for the blind, that so many of their pupils have been raised from the necessity of charity, to honorable and independent avocations in society.

Adopting a judicious policy, this State in the year 1852, incorporated the Georgia Academy for the blind, and made provision for the support of its pupils to the year 1854.

Thirteen pupils were admitted, and received instruction at the Academy during that time. The Legislature of 1853-'54, considering the progress of the school and the advancement of the pupils in their studies, made appropriations for the purchase of a lot and building for the use of the Academy,

and for the support of the pupils during the years 1854 and 1855.

This building was used during that time, when from the increase of the pupils to 18, it was found insufficient to accommodate the number who were applicants for admission.

The Trustees of the Academy stated this fact in their report to the Governor in 1855, and made application to the last Legislature for a sum sufficient to erect a large fire proof building, with all the appurtenances peculiar and suitable to accommodate the blind. They presented to the Legislature a plan of such a building as they deemed necessary to accommodate the number of pupils who might reasonably be expected to enter the Academy.

The cost of it was estimated at \$55,000, and they applied to the Legislature to appropriate that amount to erect the proposed building.

In response to their application, the Legislature appropriated \$20,000, as stated in the act of March 1st 1856, for the purpose of erecting necessary buildings, to accommodate the pupils at the Institute for the blind.

The Trustees of the Academy in their last annual report, state that they have not called on the Executive for this sum, or any part of it, nor have they expended the sum or any part of it, as contemplated by the act; that the sum is insufficient to erect such a building as would accommodate the number of pupils who are expected to apply for admission into the Academy; that owing to the high price of labor and materials for the last two years, the sum was insufficient to erect and finish either of the wings of the proposed building; and that it is of the greatest importance to have the foundation walls of so large a building all laid at once. They also apply for an appropriation of the additional sum of \$35,000 to erect and complete the building on the plan proposed.

The Trustees estimate the number of blind children who may reasonably be expected to become pupils of the Academy, as between 50 and 75, and submit that the building should be constructed with reference to accommodating the highest probable number.

They urge that the sum appropriated, if expended could only erect a building on too small a plan, and without the peculiar appurtenances and departments suitable to both sexes of the blind.

They also state to your committee that they have not felt at liberty with the plain language of the act before them, to expend the sum in erecting a part of the proposed building and then to apply to the Legislature for an additional sum to complete it.

They have submitted to your committee a plan of the building which they propose to erect, and an estimate of the

entire cost to complete it, made by the architect who drew the plan.

It is designed to be fire-proof, to secure the pupils as well as the edifice from the remotest danger of fire. The interior departments and arrangement of rooms were carefully prepared by the principal of the Pennsylvania Institution for the blind, who has inspected most of the similar institutions in this country and Europe. The plan is designed with sufficient space to accommodate the largest number of pupils that may be expected for several years, adapted to the peculiar and ample arrangements indispensable in schools for the blind, where the two sexes are to partake the benefits of one complete organization, with an united corps of teachers under one policy, and efficient superintendents, yet with the strict separation demanded by prudence and propriety. It is further designed to have all the needful rooms for literary studies, music and different kinds of handicraft instruction, with provision for air and healthful exercise of those pupils, whose infirmity may restrict them within the limits of the building. Your Committee deem it unnecessary to speak further of this plan, as it will be submitted with this report. Your Committee recommend the plan and the policy of making the appropriation asked for to erect the proposed building.

It would be an unwise policy to erect a building on too small a plan, and it would conflict with economy to erect one half of a necessary building, which is to be completed at some future time. It is true economy to make an appropriation sufficient to erect and complete the whole edifice at once, upon a plan ample enough to accommodate the blind children from every county of the State. In the building now occupied by the Academy not more than eighteen counties have been represented in the beneficiaries of the States' bounty, and probably not more than half the counties would be represented, if a building should be erected with the sum appropriated. It seems therefore a matter of public justice, to provide a building with ample accommodations for pupils from every county of the State, where there may be one or more blind children. By the census of 1850, there were but 14 counties in the State returned as having no blind, but there was then an average of more than two blind persons for every county, and the accommodations should be such as to provide against the necessity of parents to send their blind children to Northern institutions for an education.

The appropriation asked for with the sum already appropriated, is less than the sum appropriated by several of the States for the same object.

Your Committee think that the number of blind children in the State, their misfortune and condition, are strong con-

considerations to vindicate the policy of erecting a large and permanent institution for the blind.

The State having begun to foster the Academy, will contribute to her own honor, by erecting an Asylum for the sightless children adapted to their greatest wants and improvements.

There they may be redeemed from the night of ignorance, and the dispensation which shuts them up from the light of the sun, and the world around them, may be assuaged by moral and intellectual light.

There they may learn to labor and live usefully, and while they must ever remain the objects of pity, they may become equally the objects of praise. The location of the Academy is on a high hill in Macon, with ample ground for the erection of the new building as proposed, convenient to water, and on a spot as healthy as any part of middle Georgia. While Georgia has employed her treasure to build high-ways for the income of her wealth, to foster a university and schools for her children, to erect a noble Asylum for the insane, and a worthy edifice for the deaf mute, she will not leave those who are blind to all her works and greatness, without grateful feeling of her guiding and helping hand.

The blind can never behold the sun which shines upon her prosperous course, but in their darkness they may feel her benediction and reflect her honor from another monument of her wisdom and humanity. Your committee in concluding this report, submit herewith a bill, and recommend its passage, to appropriate a sufficient sum to erect and complete the proposed building for the blind, and a further sum necessary to defray the expenses of the Academy for the current political year.

The committee of the Asylum for the blind, reported a bill to be entitled an act to appropriate money to erect a building for the Georgia Academy for the blind, and to defray the expenses of the pupils of said Academy, which was read the first time.

One hundred and sixty copies of the same, and the report were ordered to be printed for the use of the House.

The House took up the report of the committee on a bill to be entitled an act to change the lines between certain counties.

The same was offered by the committee on consolidation, as a substitute for several original bills.

The same was received, the report was agreed to.

The bill was read the third time and passed.

Mr. Lewis, of Hancock, reported a bill to be entitled an act to authorize Stephen F. Dupon, of the county of Chatham, and Wiley W. Johnson, of the county of Hancock, to practice medicine and charge for the same, which was read the first time.

The committee to whom was referred the memorial of R. Thomassy, reported a bill to be entitled an act to grant Raymond Thomassy, the use of all the land on Tybee Island, belonging to the State of Georgia, on certain conditions, and to allow him to own and transfer real estate, which was read the first time.

The House took up the report of the committee on the bill to be entitled an act to prevent a monopoly of the power and funds of Railroad Corporations in Georgia, said committee recommended the passage of the same.

The report was not agreed to, the bill was therefore lost.

The House went into a committee of the whole, Mr. Harrison in the chair, on the bill to be entitled an act to remove obstructions from Big Lots Creek and Fifteen Mile Creek in the county of Bullock, and for other purposes.

After some time spent therein, the committee arose, and through their chairman, reported the same back to the House without amendment.

The report of the committee was not agreed to, the bill was therefore lost.

The Committee on Banks, to whom was referred the memorial of the bill holders of the bank of Darien, report favorably, and recommend the passage of a bill to be entitled an act to provide for the redemption of fifty per centum of the outstanding bills of the Bank of Darien, which was read the first time.

On motion of Mr. Lewis of Hancock, one hundred and sixty copies of the bill to amend the several acts relative to the Central Railroad and Banking Company, &c. &c., were ordered to be printed for the use of the House, and the bill postponed until Thursday next.

The House took up the report of the committee on the bill to be entitled an act to authorize James Clarke, administrator of the estate of Joseph White deceased, to sell certain slaves therein named, at private sale.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act more effectually to compel Sheriffs and Constables to pay over money collected and received, and for other purposes therein named.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bill:

A bill to be entitled an act to provide against the forfeiture of the several bank charters in this State, on account of non-specie payment for a given time, and for other purposes

therein named, which I am directed to transmit forthwith to this branch of the General Assembly.

The House took up the report of the committee on the bill to be entitled an act to appoint an additional commissioner of the Greene and Pulaski monument fund.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to grant to the United States certain territory within the limits of the city of Savannah.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the United Hebrew Society of Macon, Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize J. G. Faircloth of Baker, William B. Ayres of Carroll, and D. A. Weaver, of DeKalb county, to practice medicine and charge and collect for the same.

The bill was so amended as to extend its provisions to various persons.

The report as amended was agreed to.

The bill was read the third time and on the question of its passage, Mr. Price, of Pickens, required the yeas and nays to be recorded.

There are yeas 60, nays 54.

Those who voted in the affirmative are Messrs :

Barrett,	Harrison,	Mintz,
Bigham,	Holmes,	Mizell,
Black,	Hopkins,	Moore of Glynn,
Boggess,	Hughes,	Neal,
Brassell,	Hardy,	Owens,
Carter,	Hardeman,	Phillips,
Craft,	Hames,	Pruett,
Crittenden,	Harris of Dough-	Roberts of Cherokee,
Daniel,	erty,	Shelton,
Davis,	Jones,	Smith of Coweta,
Diamond,	Kimbrough of Har-	Smith of Tattnall,
Duncan,	ris,	Strickland,
Edwards,	Lewis of Calhoun,	Tomlinson,
Embry,	Lewis of Hancock,	Walker of Henry,
Everett,	Luffman,	Wall,
Fortner,	McDaniel,	Webster,
Frederick,	McDonald,	Williams,
Gilbert,	McEver,	Wimberly,
Glass,	McGregor,	Worley,

Guy,
Hall,

McLean,
McMillan,

Young.

Those who voted in the negative are Messrs :

Awtry,	Grovensteine,	Merchison,
Bailey,	Hays,	Milledge,
Battle,	Hillyer,	Mott,
Batts,	Hines,	Mouhon,
Bell,	Holden,	Myres,
Cannon,	Howard,	Pittard,
Chapman,	Irwin,	Powell,
Christy,	Johnson,	Price,
Curenton,	Julian,	Roberts of Scriven,
Darden,	Kimbrough of Stew-	Schley,
Fain of Fannin,	art,	Sherman,
Fannin,	Lazenby,	Taliaferro,
Fincannon,	Lewis of Greene,	Taylor,
Findley,	Lockett,	Terrell,
Fuller,	Marshall,	Walker of Clarke,
Fullmore,	Mattox,	Westmoreland,
Gay,	McAfee,	Wilkes,
Gordon,	McWhorter,	Willis,
Graham,		

So the bill was passed with the amendments.

Mr. Hughes, of Liberty, from the special committee to whom was referred a resolution relative to the taxable property of this State, reported a bill to be entitled an act to appoint assessors in the several counties of this State, and to define their duties, which was read the first time.

The House adjourned until 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

The joint committee of the Senate and House of Representatives, to whom was referred the following act, to-wit:

An act to alter and amend the 12th section of the first article of the Constitution of this State, and to examine the rights of the present Legislature, under said amended constitution, as to the duration of its present session, ask leave to make the following report :

Whereas doubts exist as to the duration of this session, under the recently adopted amendment of the constitution, and whereas those doubts may give rise, to litigation, therefore, in view of the difficulties which may arise this committee recommend that this session do not hold longer than forty days, without a two-third vote be taken by yeas and nays,

and that when we adjourn, we adjourn to meet on the first Wednesday in November next, under the new constitution.

The House took up the report of the committee on the bill of the Senate to be entitled an act to lay out and organize a new county from the counties of Lumpkin and Gilmer, and for other purposes.

The report was agreed to.

The bill was read the third time and on the question of its passage, Mr: Hardeman required the yeas and nays to be recorded.

There are yeas 82, nays, 47.

Those who voted in the affirmative are Messrs :

Awtry,	Gilbert,	Milledge,
Barrett,	Gordon,	Mintz,
Batts,	Graham,	Mizell,
Bell,	Griffith,	Moore of Glynn,
Black,	Grovensteine,	Moughon,
Bogges,	Guy,	Myers,
Brassell,	Hardy,	Neal,
Cannon,	Harrison,	Owens,
Carter,	Holden,	Pickett,
Chapman,	Hughes,	Price,
Christy,	Jones,	Pruett,
Coleman,	Julian,	Roberts of Cherokee,
Conley,	Kimbrough of Har-	Shelton,
Craft,	ris,	Smith of Coweta,
Crittenden,	Kimbrough of Stew-	Smith of Towns,
Curenton,	art,	Sprayberry,
Daniel,	Lewis of Calhoun,	Strange,
Diamond,	Luffman,	Strickland,
Edwards,	Marshall,	Taliaferro,
Embry,	McAfee,	Taylor,
Everett,	McCants,	Tomlinson,
Fain of Union.	McConnell,	Walker of Henry,
Fincannon,	McDonald,	Wall,
Findley,	McEver,	Webster,
Fortner,	McGregor,	Westmoreland,
Frederick,	McLean,	Wood,
Fullmore,	McMillian,	Worley,
Gay,	Merchison	Wright.

Those who voted in the negative are Messrs :

Bailey,	Hines,	Phillips,
Bigham,	Holmes,	Pittard,
Clarke,	Hopkins,	Powell,
Darden,	Howard,	Roberts of Scriven,
Davis,	Irwin,	Schley,
Fannin,	Johnson,	Sherman,
Fuller,	Kendall,	Smith of Tatnall,

Glass,	Lane,	Terrell,
Hardeman,	Lazenby,	Walker of Clarke,
Hames,	Lewis of Greene,	Wilkes,
Harris of Dougherty,	Lewis of Hancock,	Williams,
	Lockett,	Willis,
Hays,	McWhorter,	Wimberly,
Hillyer,	Mott,	Young.

So the bill was passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to lay off and organize a new county from the counties of Fayette and Henry, and for other purposes.

The same was amended.

The report as amended was agreed to. The bill was read the third time, and on the question, shall the bill now pass? the yeas and nays were required to be recorded. There are yeas 53, nays 67 :

Those who voted in the affirmative are Messrs :

Bailey,	Graham,	Myers,
Barrett,	Guy,	Neal,
Bell,	Hall,	Owens,
Black,	Hardy,	Powell,
Bogges,	Harris of Dougherty,	Price,
Brassell,	Jones,	Pruett,
Christy,	Kimbrough of	Roberts of Cherokee,
Conley,	Stewart,	Shelton,
Craft,	Lewis of Calhoun,	Smith of Coweta,
Crittenden,	Lockett,	Smith of Towns,
Diamond,	McAfee,	Sprayberry,
Embry,	McCants,	Taliaferro,
Everett,	McConnell,	Taylor,
Fain of Union,	McDonald,	Wall,
Fincannon,	McGregor,	Webster,
Gay,	Merchison,	Westmoreland,
Gilbert,	Moore of Glynn,	Wood,
Gordon,	Moughon,	Wright.

Those who voted in the negative are Messrs :

Awtry,	Hillyer,	McWhorter,
Barton,	Hines,	Milledge,
Batts,	Holden,	Mintz,
Bigham,	Holmes,	Mizell,
Cannon,	Hopkins,	Mott,
Chapman,	Howard,	Phillips,
Clarke,	Hughes,	Pittard,
Currenton,	Irwin,	Roberts of Scriven,
Daniel,	Johnson,	Schley,
Darden,	Julian,	Sherman,
Davis,	Kendall,	Smith of Tatnall,

Duncan,	Kimbrough of Har-	Strickland,
Edwards,	ris,	Terrell,
Fannin,	Lane,	Tomlinson,
Fortner,	Lazenby,	Walker of Clarke,
Frederick,	Lewis of Greene,	Walker of Henry,
Fuller,	Lewis of Hancock,	Wilkes,
Fullmore,	Luffman,	Williams,
Glass,	Marshall,	Willis,
Grovensteine,	McDaniel,	Wimberly,
Hames,	McEver,	Worley,
Harrison,	McLean,	Young.
Hays,	McMillian,	

So the bill was lost.

The rules were suspended, and the bill of the Senate to be entitled an act to change the times of holding the Superior and Inferior Courts of Butts county, was taken up, read the second time and committed for a third reading.

Mr. Harrison offered the following resolution, which, on motion, was taken up, read and agreed to, viz :

Resolved, That the hours of meeting of the House, after to-day, shall be 9 o'clock, a. m., 3 o'clock, p. m., and 6½ o'clock in the evening.

On motion of Mr. Gordon, the rules of the House were suspended and the bill of the Senate to be entitled an act to provide against the forfeitures of the several Bank Charters, in this State, on account of non-specie payment for a given time, and for other purposes therein named, was taken up, out of its regular order and read the second time and committed for the third reading.

One hundred and sixty copies of the same were ordered to be printed for the use of the House.

The House adjourned until 9 o'clock, a. m., to-morrow.

WEDNESDAY, DECEMBER 2d, 1857.

The House met pursuant to adjournment.

Mr. Smith of Coweta, moved to reconsider so much of the Journal of yesterday as relates to the refusal of the House to pass the bill of the Senate to be entitled an act to lay off and organize a new county from the counties of Fayette and Henry, and for other purposes.

On the question of re-consideration, the yeas and nays were required to be recorded.

There are yeas 63, nays 66 :

Those who voted in the affirmative are Messrs :

Bailey,	Graham,	Owens,
Barrett,	Guy,	Pickett,

Black,	Hall,	Price,
Bogges,	Hardy,	Pruett,
Brassell,	Harris of Dougherty	Roberts of Cherokee
Cannon,	Hays,	Sheffield,
Carter,	Hillyer,	Shelton,
Christy,	Julian,	Smith of Coweta,
Coleman,	Kimbrough of Stew-	Smith of Towns,
Conley,	art,	Sprayberry,
Crittenden,	Lewis of Calhoun,	Strange,
Diamond,	Lockett,	Strickland,
Embry,	Marshall,	Taliaferro,
Everett,	McAfee,	Taylor,
Fain of Fannin,	McCants,	Wall,
Fain of Union,	McConnell,	Webster,
Fincannon,	McDaniel,	Westmoreland,
Findley,	McGregor,	Wood,
Fullmore,	Merchison,	Wright,
Gay,	Moore of Glynn,	Young.
Gilbert,	Myers,	
Gordon,	Neal,	

Those voting in the negative are Messrs :

Awtry,	Hines,	Mintz,
Barton,	Holden,	Mizell,
Battle,	Holmes,	Moore of Clark,
Batts,	Howard,	Mott,
Bigham,	Hughes,	Oneal,
Brantley,	Irwin,	Phillips,
Braswell,	Johnson,	Pittard,
Chapman,	Jones,	Reid,
Clarke,	Kendall,	Roberts of Scriven,
Curenton,	Kimbrough of Har-	Schley,
Daniel,	ris,	Sherman,
Darden,	Lane,	Smith of Tatnall,
Davis,	Lazenby,	Terrell,
Duncan,	Lewis of Greene,	Tomlinson,
Edwards,	Lewis of Hancock,	Walker of Clarke,
Fannin,	Luffman,	Walker of Henry,
Fuller,	Mattox,	White,
Glass,	McEver,	Wilkes,
Griffith,	McLean,	Williams,
Grovensteine,	McMillian,	Willis,
Hardeman,	McWhorter,	Wimberly,
Hames,	Milledge,	Worley.

So the motion did not prevail.

Mr. Hardeman moved to reconsider so much of the journal of yesterday as relates the adoption of a resolution relative to the times of meeting, &c. The motion was sustained.

The Joint Committee of the Senate and House of Representatives on the Lunatic Asylum bill.

they have had the same under consideration, and after thorough examination of the buildings, and into the general affairs of the Institution, regard the condition of the one and the management of the other, worthy of our entire commendation.

The original buildings, though old and ill adapted, of themselves, to the purposes designed, are kept scrupulously neat, and are, no doubt used to the very best advantage.

The system of finance adopted for the government of the institution, as well as the general treatment of patients, as detailed to us by the Superintendent, are eminently wise and prudent.

But whilst we thus commend the management of the Institution, as at present used, we take especial pleasure in congratulating the General Assembly on the position of our State, as to prospective usefulness, in this noble enterprise.

It would be a work of supererogation, at this late day, to discuss the policy of State guardianship over, or of State assistance to such an Institution; these questions have been settled by the action of every enlightened and christian nation on the globe, and it should be truly a source of pride and pleasure to every citizen of this republic, to know that the different States of the Union seem vying with each other in the laudable purposes of providing for that unfortunate class of their citizens whose reasons are dethroned.

Acting on this elevated and humane policy, Georgia, long since, in her history, made some provisions in this respect, and however imperfect the plans of amelioration, no one can gainsay the fact that great good has resulted from the charity which she founded. Such being the case, it is equally true and undeniable, that as the State progresses in wealth and population, her accommodations should be made commensurate with the wants of her people.

We go further, and say, that it is the part and very experience of wisdom, whilst making these provisions, to look to the future necessities of the State, and so devise and perfect her architectural plans as will preserve their symmetry and usefulness for an indefinite period in the future. Such has been the late policy of those directing in this matter.

The Legislature of 1853 and '54 appropriated fifty thousand dollars for buildings necessary to be erected for the additional accommodation of Lunatics at the Lunatic Asylum, the money to drawn as the progress of the work required.

Your committee agree that this was a commendable step in the right direction; the dilapidated condition and contracted plans of the old buildings; the impossibility of any proper classification of patients; the utter want of adaptation, in affording through them, the ordinary comforts of life, gave rise to this act, which very properly looks to the *erection of new*

buildings. But the amount indicated was found totally inadequate to the end, and hence the Executive and commissioners, throwing themselves on the liberality of the people, and the sober second thought of the Legislature, proceeded with the amount mentioned, to lay the foundation of the present structure. The subsequent Legislature came nobly to the rescue, and by the generous appropriation of one hundred and ten thousand dollars, made provision for the progress of the work. The building is now on the point of completion, and as a whole, has excited the unqualified admiration of your committee.

It is an enduring monument to the liberality and wisdom of the State, and no Legislator should act upon scruples of extravagant Legislation as to additional appropriations, until he has examined thoroughly the wants of our people, and particularly the plans and execution of this superb and commodious edifice. In point of architectural design, it reflects great credit upon the skill and watchfulness of the architect. Whilst the work itself appears strong, compact and enduring, showing the eminent fitness of the building commissioners to discharge their duties, as well as their fidelity to the trust imposed, they deserve the thanks of the public, and a liberal compensation from the Legislature for their arduous duties in the last three years.

It is understood that this building may not be so extensive as some others, but so far as your committee see, nothing has been left unplanned which can add to the comfort and convenience of its inmates. We were particularly struck with the admirable arrangements in contemplation for heating and ventilating the whole establishment. By this contrivance more fully explained in the report of the architect, devised on principles of the best scientific skill, and approved by the experience of similar institutions of the highest character, every condition of *patients* from the most filthy and degraded, to those most uncontrollable and furious, can enjoy the indispensable comforts of air and heat. Now, also, there may be a proper classification of patients, a matter not only of great importance as a sanitary regulation, but essential to command the patronage of those who are able to pay for a treatment of their friends, where they can be entirely separate from the more filthy, destructive and vulgar class of patients. Let the Legislature once more do its duty to this noble charity, and Georgia can no longer be stigmatized as a laggard in this great work of philanthropy. The better class of patients, those who might help to sustain the Institution, will not be forced to the Asylum of other States, but here in the heart of Georgia, convenient to friends and home will be a source of retreat for these hapless children of misfortune, where every contrivance of art and skill is incessantly at work to promote their comfort, and clothe them in

their right minds, it is predicted by good authority, that, fully provided, as your committee shall advise, the Asylum, in a few years, will be nearly, if not quite, a self sustaining Institution. Policy, therefore, as well as State pride and humanity, forbid that we should hesitate as to the completion of this establishment, in the most approved style.

We have examined the books and vouchers of the Building Commissioners, and find them neatly and accurately kept. The whole amount heretofore appropriated, is now about expended, and there will be due on or before the first day of January next, \$11,000 on additional contracts now in the process of fulfillment. It was deemed advisable not to arrest the work on account of this deficit in appropriations, but trust to the recognition of these contracts by the State, under the recommendation of the Governor. That recommendation was made in the last message of Governor Johnson, and payment of these contracts should be promptly met. It would be well to remember in this connection, that the appropriation of \$110,000 was made with the distinct understanding that there would be a deficit of \$15,000 to complete the original plan of building, exclusive of heating and ventilating apparatus. So that this can be no unexpected demand on government bounty.

In the next place, the procurement of the necessary heating and ventilating apparatus, as well as a means of lighting, present themselves as indispensable requisites to the completion of the building. It would be a splendid prison, instead of an Asylum, without the beneficent agencies of pure air and comfortable warmth. Instead of being a monument of wisdom and philanthropy, it would, in its imperfect condition, be an evidence of folly and parsimony for which no Georgian should be prepared. The new buildings were designed and erected with reference to the perfect adaptation of this apparatus, and the committee would most respectfully recommend it as indispensable.

The present enclosure about the Institution, being of wood and quite old, is almost wholly useless as a protection against escape, and being quite contracted as to area embraced, affords no recreation to the patients. It is therefore recommended that an appropriation to commence the building of a brick wall, be at once made, as an indispensable appurtenance to the establishment, for the safe keeping and healthful employment of the inmates. The amount now desired is specified in the bill rendered, for your favorable consideration.

We also recommend an appropriation of five thousand dollars for purchasing furniture for the offices and public rooms in the center building, and a portion of the rooms for the better classes of patients. There is no necessity in insisting on a proposition so plain as this. It would be well also, not

that we are seeking to perfect this Institution without any resort to future legislation, to make an appropriation to remodel the roofs of the old building, and cover the walls with mastic. By the former, it is understood, that more perfect arrangements can be made for the use of the heating and ventilating apparatus, and the combined result of this improvement will be to preserve the uniformity of appearance and symmetry of style in the whole edifice. This will require \$7,500.

It is also, desirable that a small appropriation, say two thousand dollars, be made for the purpose of grading, laying out and planting the grounds about the Institution; the air of comfort and diversity of scenery thereby imparted, will, in our opinion, operate well as a sanitary influence upon the patient.

The committee have incorporated in the bill they offer, several sections conferring new powers on the Trustees, and changing and modifying existing laws, as the kind of patients to be received, and the proof of insanity to be submitted, a pre-requisite to admission into the Asylum. It is presumed that very slight reflection will commend them to the approbation of every Legislator, as essential to the prosperity and successful operation of the Institution.

In conclusion, we bear our cheerful testimony to the polite and untiring attention of the Superintendent on our examinations, the enlightened judgment, and earnest zeal which he manifests in the management of his delicate and multifarious responsibilities, entitle him to the gratitude of the State. As the field of labor will be so much extended in the use of the new buildings, we feel bound to recommend that the salary of this office, heretofore, in our opinion inadequate, should be increased.

The committee on the Lunatic Asylum, reported a bill to be entitled an act to alter and amend the several acts heretofore passed for the establishment of the State Lunatic Asylum; designation of individuals subject to be committed; forms of commitment &c. &c.; and also to appropriate money for the completion of improvements in progress at the Asylum, and for other purposes, which was read the first time. One hundred and sixty copies of the same, and three hundred copies of the accompanying report were ordered to be printed for the use of the House.

The House went into committee of the whole, Mr. Pickett in the chair, on the bill to be entitled an act for the relief of Peter H. Coffee, administrator of Mark Wilcox deceased; Calvin Quin, Henry J. Campbell, Woodson Wilcox, William Brewer, administrator of Archibald Brewer deceased, and Christopher C. Smith, securities of Abraham F. Powell, late

Tax Collector of Telfair county, and to appropriate money for the same.

After some time spent therein the committee arose and reported the same back to the House without amendment.

The same was amended in the House, and the report as amended agreed to; the bill was read the third time and passed with an amendment.

Mr. Graham offered the following resolution, which was read, viz :

Resolved, By the Senate and House of Representatives, of the State of Georgia in General Assembly met: That our Senator and Representatives in Congress be requested to use their influence in procuring a tri-weekly hack line from Holmesville, in Appling county, to Doctor Town in Wayne county, Georgia, as the said line will greatly increase the mail facilities of that section of the State. The rules were suspended, and the same was taken up.

Mr. Cannon proposed the following amendment, which was received, viz :

Be it further resolved, That our Senators and Representatives in Congress, be requested to use their influence to procure a tri-weekly hack line between Doctor Town and Waynsville via. Pendarvie's Store, on account of a large portion of the citizens between the above named points being entirely without mail facilities, and no portion of them receiving a mail oftener than once a week.

The resolution as amended was agreed to.

The following bills were reported and read the first time, viz :

Mr. Fulmore reported a bill to be entitled an act requiring the Banks of Georgia to resume specie payments and for other purposes, and also to establish a State Sub-Treasury,

On motion of Mr. Smith, of Towns, one hundred and sixty copies of the same, were ordered to be printed for the use of the House.

Mr. Graham reported a bill to be entitled an act to authorize Wm. Douglass, of the county of Appling, to peddle without paying license in the counties therein named, and a bill to be entitled an act to facilitate the collection of open accounts.

Mr. Mattox reported a bill to be entitled an act to strike out the second paragraph of the seventh section of the third article of the Constitution.

Mr. Gordon reported a bill to be entitled an act to repeal an act entitled an act to appoint county treasurers, and define their duties, so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart, and to give to the people of said counties the election of Treasurer, approved December 20th, 1849, so far as relates to the county of Chatham.

A bill to be entitled an act to extend aid to the Savannah Medical College ; and a bill to be entitled an act to amend an act to allow the Sheriff of Chatham county certain fees, which are not provided for by law, and to allow him to appoint special Deputy Sheriffs in certain cases, and for other purposes.

Mr. Pruett reported a bill to be entitled an act to authorize the Justices of the Peace to make out a return of all the children entitled to the benefit of the poor school fund, in the county of Franklin.

Mr. Neal reported a bill to be entitled an act to amend an act entitled an act approved January 22d, 1852, to authorize certain persons therein named, to practice medicine upon the Homeopathic System, and charge for the same, so far as relates to B. F. C. Bomar, of Cass county ; and a bill to be entitled an act to authorize and require the Ordinary of Cass county, to pay Riley Milan, and R. A. West, of said county, for teaching poor children in said county in 1856.

Mr. Fortner reported a bill to be entitled an act to alter and change the county lines between the counties of Jefferson and Emmanuel.

Mr. Curenton reported a bill to be entitled an act in relation to the sale of Trenton Academy, and for other purposes.

Mr. Harrison reported a bill to be entitled an act to incorporate a Town to be called Parkersville.

A bill to be entitled an act to repeal all laws granting exemption from Jury duty in Chatham county, and for other purposes ; and a bill to be entitled an act to amend an act relative to the Ogeechee Plank Road Company.

Mr. Westmoreland reported a bill to be entitled an act to authorize Clark Howell, to erect a bridge across the Chattahoochee on his own land, and to charge toll on the same.

Mr. Boggess reported a bill to be entitled an act to incorporate the "Chattahoochee Bridge Company," and for other purposes therein specified.

Mr. Sprayberry reported a bill to be entitled an act to repeal the "Bail Laws" of this State, except in certain cases therein named.

Mr. Mattox reported a bill to be entitled an act to amend the 12th section of an act entitled an act to levy and collect a tax for each of the political years, 1852 and 1853, and hereafter until repealed, approved January 9th, 1852.

Mr. Tomlinson reported a bill to be entitled an act to compel all non-residents owning and pening cattle in the county of Clinch, to pay a tax of ten cents per head, and to make said tax a part of the poor school fund of said county.

Mr. Underwood reported a bill to be entitled an act amendatory of the several acts incorporating the city of Rome, and for other purposes.

A bill to be entitled an act to incorporate the Catoosa Springs Company, and for other purposes.

A bill to be entitled an act to incorporate the Georgia and Alabama Steamboat Company.

A bill to be entitled an act to incorporate Rome Female College.

A bill to be entitled an act to amend the charter of the Georgia and Alabama Railroad Company.

A bill to be entitled an act to authorize the City Council of Rome, to subscribe for one hundred thousand dollars of stock in the Georgia and Alabama Railroad Company, on certain conditions, and for other purposes.

A bill to be entitled an act for the relief of Morgan Sweeney, and for other purposes; and a bill to be entitled an act to add an additional section to the Constitution of this State.

Mr. Moore of Glynn reported a bill to be entitled an act to authorize the Justices of the Inferior court, upon the recommendation of the Grand Jury, to assess a tax to build a court house in Glynn county; and

A bill to be entitled an act to incorporate a Fire and Engine Company for the city of Brunswick.

Mr. McConnell reported a bill to be entitled an act to exempt from levy and sale certain articles therein mentioned, and for other purposes; and

A bill to be entitled an act to authorize Justices of the Peace to give judgment on open accounts without being proven in open court, and for other purposes.

Mr. McWhorter reported a bill to be entitled an act for the relief of Henry E. Hunt and others.

Mr. Wilkes reported a bill to be entitled an act to establish a certain Ferry herein mentioned.

Mr. Milledge reported a bill to be entitled an act to amend the charter of the Atlanta and LaGrange Railroad, &c., &c.

Mr. Lewis of Hancock reported a bill to be entitled an act to incorporate the Spring Place Mining Company and the Ivey Mount Mining Company.

Mr. Brantley reported a bill to be entitled an act to extend the limits of the village of Sparta, in this State.

Mr. Battle reported a bill to be entitled an act to authorize the removal of the seat of the Georgia Penitentiary from the city of Milledgeville to the Stone Mountain, &c.

Mr. Shelton reported a bill to be entitled an act for the relief of James Crocker, formerly County Surveyor of the county of Habersham, and for other purposes therein mentioned.

Mr. Mintz reported a bill to be entitled an act to change the line between the counties of Franklin and Jackson.

Mr. Marshall reported a bill to be entitled an act to prevent the obstruction of certain water-courses therein named.

Mr. Law reported a bill to be entitled an act to repeal an act approved February 17th, 1854, entitled an act to com-

pensate Petit Jurors in the county of Heard, and to provide a fund for the same.

Mr. Williams reported a bill to be entitled an act for the relief of Jesse M. Davis, of the county of Terrell.

Mr. Daniel reported a bill to be entitled an act to incorporate Coffee Lodge of Free and Accepted Masons, of the town Jacksonville, Telfair county.

Mr. Connor reported a bill to be entitled an act to alter and amended the Road Laws of this State, so far as relates to the county of Wayne.

Mr. Everett reported a bill to be entitled an act to provide for the election of a public Administrator for the county of Thomas.

Mr. Gordon reported a bill to be entitled an act to grant to the Mayor and Alderman of the city of Savannah, and the hamlets thereof a certain line of wharf head herein named.

Mr. Conly reported a bill to be entitled an act to allow William Pace, of the county of Wilkinson, to peddle without license.

Mr. Sherman reported a bill to be entitled an act to regulate the collection of Jury fees in the Superior and Inferior Courts of the county of Upson.

Mr. Reid reported a bill to be entitled an act for the better protection of securities, endorsers, and to authorize the issuing of bail process in certain cases.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has concurred in the amendments of the House of Representatives to a bill to be entitled an act for the relief of the half brothers and sisters of Jacob Stroman, deceased, born of the body of the same mother, and their legal representatives, and to prevent the estate of said Stroman from escheating to the State under the escheat laws thereof.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House,

An act to be entitled an act to explain an act to incorporate a railroad company, to be called the Atlantic and Gulf Railroad Company, and for other purposes therein named, approved February 27th, 1856.

The rules were suspended and the following bills were taken up, out of their order, and read the second time, viz:

A bill to be entitled an act to provide against the forfeiture of the several bank charters in this State, &c.; and

A bill to be entitled an act to authorize the Sheriff appointed by the Inferior Court of Jasper county, to fill a vacancy occasioned by the death of Samuel Allen, late Sheriff, and for other purposes, &c.

On motion of Mr. Crittenden, a committee of three was appointed by the Speaker to invite distinguished citizens present to a seat on the floor of the House of Representatives. The chair appointed, for this purpose, Messrs. Crittenden, Luffman and Fain of Union.

The Committee on Enrollment report as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

A bill to lay out and organize a new county from the counties of Lumpkin and Gilmer, and for other purposes therein mentioned.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has agreed to a resolution for the relief of Green Wheeler, of the county of Sumter, in which they ask the concurrence of this branch of the General Assembly, and which I am directed to transmit forthwith to this branch of the General Assembly.

On motion of Mr. Hardeman, the reconsidered resolution regulating the hours for the meetings of the House, was taken up, amended and passed in the following form, viz :

Resolved, That the hours of meeting of the House shall be 9½ o'clock, a. m., 2½ o'clock, p. m., and the hours of adjournment 1 o'clock, p. m. and 5 o'clock, p. m.

Mr. Irwin presented the memorial of William M. Reese, which, on his motion, was referred, without being read, to the Judiciary Committee.

Mr. Barrett of Gordon offered the following resolution, which, on motion, was taken up, read, amended so as to embrace in its provisions the counties of Pickens, Union, Towns, Troup and Jackson, and agreed to, to wit :

Resolved, That his Excellency the Governor be authorized to furnish to the Clerk of the Inferior Court of Gordon county a standard of weights and measures, so soon as practicable.

Messrs. Hays and Crittenden offered resolutions requesting the Governor to furnish certain officers of their respective counties copies of Cobb's Digest, &c., which were read.

Mr. Hiller offered certain resolutions upon the subject of currency, which were, on his motion, referred, after being read, to the Committee on the State of the Republic.

Mr. Harris of Dougherty offered a number of resolutions in relation to affairs in Kansas, &c., which were read and referred to the Committee on the State of the Republic.

The House took up the report of the committee on the bill to be entitled an act to aid and encourage the construction of the Georgia Air Line Railroad, the Macon and Brunswick Railroad, the Savannah, Griffin and North Alabama Railroad, and the Ellijay Railroad, on certain conditions therein named.

The question pending first, was the amendment proposed by Mr. Hillyer, to confine the provisions of the bill to the Georgia Air Line Railroad.

This amendment he withdrew, as he stated, at the request of the friends of that road.

The same was renewed by Mr. Wilkes, and during a discussion thereon,

The House adjourned to 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning.

The afternoon was consumed in the discussion of the same, and the House adjourned, under its resolution, until 9½ o'clock to-morrow, a. m.

THURSDAY, DECEMBER 3d, 1857.

The House met pursuant to adjournment.

The rules were suspended, and the House took up the report of the committee on the bill of the Senate to be entitled an act to change the times of holding the Superior and Inferior Courts of Butts county.

The same was amended, and the report as amended agreed to. The bill was read the third time and passed, with the amendment.

On motion of Mr. Harrison, the bill of the House relative to the purchase of the Georgia Military Institute, at Marietta, was referred to the Committee on Military Affairs.

Mr. Harris of Dougherty offered the memorial of Samuel B. Webb, which was, on motion, referred to the Committee on Finance.

The special committee to whom was referred the petition of Henry Duke, reported the following bill, which was read the first time, viz :

A bill to be entitled an act for the relief of Henry Duke, of Jackson county.

Mr. Milledge reported a bill to be entitled an act to confer certain powers on the City Council of Augusta, which was read the first time.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to change the times of holding the Superior and Inferior Courts of Butts county.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker :—The Senate has passed the following bills:

A bill to be entitled an act for the relief of James E. Williams, of the City of Atlanta.

Also, a bill to be entitled an act for the relief of Martin Hutto, and the heirs and legal representatives of Wm. Cooper and John C. Sutton.

Also, a bill to be entitled an act to incorporate a Mounted Police in the 15th district, G. M., in the county of Liberty; to appoint commissioners for the same, and for other purposes therein mentioned.

Also, a bill to be entitled an act to authorize certain commissioners therein named, to new mark and ascertain the dividing line between the counties of McIntosh and Liberty, by the laws heretofore passed in 1793 and 1806.

The Senate has also agreed to the resolution of the House of Representatives, requesting our Senators and Representatives to use their influence in procuring a tri-weekly Hack line from Holmesville, in Appling county, to Doctor Town, in Wayne county, with an amendment, to which they ask the concurrence of the House, and I am directed to transmit the same to this branch of the General Assembly.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the House of Representatives,

An act for the relief of the half brothers and sisters of Jacob Stroman, deceased, born of the body of the same mother.

The bill of the Senate to be entitled an act to amend an act entitled an act to authorize the Wills Valley Railroad Company, incorporated by the Legislature of the State of Alabama, to construct their road through Dade county, Ga., and for other purposes, was taken up, out of its regular order, read the second time and committed for the third reading.

On motion of Mr. Kenan, the House took up the report of the special committee, to whom was referred the question of the powers of the General Assembly, under the recent amendments of the constitution.

Mr. Underwood moved to disagree to the same, but withdrew this motion, which was renewed by Mr. Kenan, and lost.

Mr. Underwood offered a substitute for the original report.

Mr. Diamond moved to refer the entire subject to the Committee of the Judiciary, and upon this, the yeas and nays were required to be recorded. There are yeas 77, nays 62 :

Those who voted in the affirmative were Messrs :

Bailey,	Guy,	Myers,
Barrett,	Harris of Dougherty,	Neal,
Black,	Hardeman,	Owens,
Bogges,	Hames,	Pickett,
Brasswell,	Harkness,	Powell,
Cannon,	Harper,	Price,
Carter,	Holliday,	Pruett,
Causey,	Holmes,	Reid,
Christy,	Irwin,	Roberts of Scriven,
Coleman,	Jones,	Shelton,
Conley,	Julian,	Sherman,
Crittenden,	Kenan,	Smith of Towns,
Darden,	Kimbrough of Har-	Sprayberry,
Davis,	ris,	Strange,
Diamond,	Kimbrough of Stew-	Taliaferro,
Duncan,	art,	Taylor,
Everett,	Lockett,	Terrell,
Fain of Fannin,	Luffman,	Tomlinson,
Fain of Union,	Marshall,	Walker of Clarke,
Fannin,	McCants,	Walker of Henry,
Faulk,	McDonald,	Wall,
Fincannon,	McEver,	Webster,
Fortner,	McGregor,	Willis,
Fuller,	Milledge,	Wright,
Fullmore,	Mizell,	Young.
Gilbert,	Moore of Glynn,	
Graham,	Mott,	

Those who voted in the negative are Messrs :

Awtry,	Hardy,	McMillian,
Barton,	Harris of Cobb,	McWhorter,
Battle,	Harrison,	Merchison,
Batts,	Hays,	Mintz,
Bell,	Hillyer,	Oneal,
Bigham,	Hines,	Phillips,
Brantley,	Holden,	Pittard,
Chapman,	Howard,	Roberts of Cherokee,
Clarke,	Hughes,	Schley,
Craft,	Kendall,	Sheffield,
Curenton,	Lane,	Smith of Coweta,
Edwards,	Lazenby,	Smith of Talbot,
Embry,	Lee,	Smith of Tattnall,
Findley,	Lewis of Calhoun,	Strickland,
Frederick,	Lewis of Greene,	Westmoreland,
Gay,	Lewis of Hancock,	White,
Glass,	Mattox,	Williams,
Gordon,	McAfee,	Wimberly,
Griffith,	McConnell,	Wood,

Grovensteine,	McDaniel,	Worley.
Hall,	McLean,	

So the motion to refer prevailed.

On motion of Mr. Wilkes, so much of the Comptroller General's report, as relates to taxing Railroads, was referred to the Finance Committee.

The House resumed the unfinished business of yesterday, to wit :

The motion of Mr. Wilkes to strike out from the bill proposing to loan the aid of the State to the construction of certain railroads, all but the Georgia Air Line Railroad.

The morning was spent in discussing this motion.

At 1 o'clock, p. m., the House rescinded for to-day the resolution controlling its meeting and adjournment, in order to give the use of the Hall to the Principal and pupils of the Academy for the blind, after which the House adjourned until 9½ a. m., to-morrow.

FRIDAY, DECEMBER 4th, 1857.

The House met pursuant to adjournment.

The following resolution was offered, received and agreed to, as a substitute for another relative to the same subject, viz :

Resolved, That His Excellency the Governor be requested to furnish copies of Cobb's New Digest to the various officers of this State, who may make application for the same, provided they have not heretofore been furnished therewith.

The following bills were reported and read the first time, viz :

Mr. Hines reported a bill to be entitled an act to provide for the compensation of the superintendents of elections in the county of Burke.

Mr. Smith of Coweta reported a bill to be entitled an act to pardon Meschack Teal, of the county of Campbell, for murder.

Mr. Beall reported a bill to be entitled an act to authorize the Inferior Court of Campbell county to employ the Surveyor of said county to run the line between the counties of Campbell and Fayette.

Mr. Cook, member elect from the county of Early, to fill the vacancy caused by the death of the Hon. Duncan J. Davis, presented his credentials, assumed the oath of office and took his seat.

Mr. Gordon reported a bill to be entitled an act to incorporate the Oglethorpe Mutual Loan Association, &c., &c.

Mr. Underwood reported a bill to be entitled an act to prevent usury in this State, &c. ;

A bill to be entitled an act to define the liabilities of bank agencies, and for other purposes ;

A bill to be entitled an act to authorize the county of Floyd to take and subscribe for stock in the Georgia and Alabama Railroad, and for other purposes.

Mr. Duncan reported a bill to be entitled an act to change the line between the counties of Marion and Chattahoochee, so as to include the residence of John Majors within the county of Chattahoochee.

Mr. Roberts of Cherokee reported a bill to be entitled an act to alter and amend the habeas corpus laws in certain cases therein mentioned.

Mr. Awtry reported a bill to be entitled an act for the relief of Joseph Chastain and others.

Mr. Moore of Glynn reported a bill to be entitled an act to incorporate the Brunswick Canal Company, and to grant certain privileges therein named ; and

A bill to be entitled an act additional to an act incorporating the city of Brunswick, in the county of Glynn, &c., &c.

Mr. Powell reported a bill to be entitled an act to incorporate the Bainbridge Masonic Male Institute, and for other purposes.

Mr. McDaniel reported a bill to be entitled an act to alter and amend the attachment laws of this State ; and

A bill to be entitled an act to allow parties in Justices' Courts to prove their accounts by their own oaths, when the same do not exceed fifty dollars.

Mr. Bigham reported a bill to be entitled an act to authorize the Inferior Court of Troup county to retain two-thirds of the State tax, for the year 1858, for certain purposes, &c.

A bill to be entitled an act to authorize the Justices' Court for the 655th district, G. M., at LaGrange, to be held for a longer term than one day, and to adjourn from day to day ;

A bill to be entitled an act to repeal an act entitled an act to provide for the speedy trial of certain cases in Courts of Law and Equity in this State, and for other purposes connected therewith, approved March 6th, 1856 ;

A bill to be entitled an act for the relief of James Dunwoodie, of the county of Houston ; and

A bill to be entitled an act to incorporate the town of White's Hill in the county of Troup.

Mr. Taliaferro reported a bill to be entitled an act to authorize the retaining of a portion of the State tax of Whitfield county, for the year 1858, for educational purposes.

Mr. Hillyer reported a bill to be entitled an act to alter and amend the first section of the 3d Article of the Constitution of this State ; and

A bill to be entitled an act to provide for the continuance

of certain cases in the Supreme Court of this State, therein described, until the same can be properly tried.

Mr. Milledge reported a bill to be entitled an act to authorize the Governor to pay the expenses and per diem of the delegates to the Nashville Convention ; and

A memorial of Miss Amelia Linducine, of the city of Augusta, which was read and referred to the Committee on Education.

Mr. Harper reported a bill to be entitled an act to incorporate a bank in the city of Americus, &c.

Mr. Mott reported a bill to be entitled an act to prevent the banks of other States from banking in this State.

Mr. Hardy reported a bill to be entitled an act to compel persons applying for warrants in certain cases to pay costs in advance.

Mr. Findley reported a bill to be entitled an act to attach the counties of Dawson, Towns and Fannin to the 7th Division of 2d Brigade.

Mr. Brantley reported a bill to be entitled an act to repeal so much of an act changing the times of holding the Superior Courts in certain counties therein named, passed at the last session, as relates to the counties of Hancock and Warren.

Mr. Sheffield reported a bill to be entitled an act to appropriate three thousand dollars to build a bridge across Spring Creek, in Miller county, Georgia.

Mr. Harris of Dougherty offered a resolution relative to the increase of mail service between Albany and Bainbridge, which was read.

Mr. Hall reported a bill to be entitled an act for the relief of Sarah West, of the county of Pike.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bill:

A bill to be entitled an act to alter and amend so much of the judiciary act of 1799 as requires the representatives of deceased plaintiffs to be made parties of scire facias.

Also, a bill to be entitled an act to compensate the Grand and Petit Jurors of the several counties therein named, and for other purposes.

The Senate has also passed the following bill of the House of Representatives:

A bill to be entitled an act to authorize the issuing of commissions and to legalize the commissions that may have been issued to certain persons elected as Judges of the Superior Courts ; and

To amend an act entitled an act to provide for the election of all the Judges of the Superior Courts, by the free white people of the State of Georgia, and for other purposes herein named, approved January 12th, 1852.

They have also concurred in the amendment of the House to the bill of the Senate, to be entitled an act to change the time of holding the Superior and Inferior Courts of the county of Butts.

REPORT OF THE FINANCE COMMITTEE.

The Committee on Finance having discharged that portion of their duties, which requires an examination of the Comptroller General's Office, and the Treasury Department, make the following report :

We find the books in both offices kept with neatness and remarkable accuracy, reflecting great credit upon the officers of both departments.

The receipts in the Treasury from all sources, since the close of the fiscal year, 1856, up to the 20th October, 1857, inclusive of the amount in the Treasury at the first mentioned date, are \$949,616 06.

And the disbursements therefrom, during the same period, are \$511,789 90, showing a balance in the Treasury, October 20th, 1857, of \$437,826 16; this amount has been increased by payments in the Treasury up to the 24th November, 1857, of \$46,113 57, making the sum total \$493,939 73; from which deduct payments made since 20th October, 1857, \$21,064 21, and the balance in the Treasury on the 24th November, '57, is \$472,875 52.

The receipts and disbursements are as follows :

From general tax of 1856, \$402,229 02; general tax of 1855, \$92 75; general tax of 1841, \$1,117 77; general tax of 1845, \$1,336 90; general tax of 1846, \$197 19; general tax of 1847, \$417 73; general tax of 1849, \$27 12; general tax of 1851, \$161 50; general tax of 1853, \$288 87; general tax of 1854, \$6,968 68; tax on bank stock, \$29,886 61; tax on railroads, \$8,742 99; military claims against the United States, \$2,618 55; dividends (Education Funds,) \$23,484 00; sale of lands on the west bank of Chattahoochee, \$296 79; Central Bank assets, \$2,130 00; nett earnings of W. A. Railroad, \$108,500 00; interest on stock Gordon and Millidgeville Railroad, \$1,200 00; fees on grants, \$477 50; copy grants and testimonials, \$1,059 75; general tax of 1857, \$2,517 01; balance in Treasury 20th October, '56, \$355,505 33; showing receipts of past fiscal year, \$949,616 06.

Receipts of past fiscal year, \$949,616 06; to which add receipts up to the 24th November, 1857, consisting of the following items :

General tax of 1857, \$47,710 41; bank dividends, \$7,120 00; tax on banks, \$937 98; general tax of 1853, \$110 78; insolvent tax of 1853, \$30 40; fees on grants \$94 50; fees on copy grants, \$87 00; testimonials, \$22 50; and we have

as amount of receipts for the last fiscal year, and up to the 24th instant, \$1,005,729 63.

During the same period, the disbursements have been as follows :

By warrants on civil establishment of 1856, \$17,618 47 ; contingent fund of 1856, \$7,601 44 ; printing fund of 1856, \$479 60 ; poor school fund of 1856, \$36,236 00 ; of 1855, \$78 00 ; of 1854, \$48 00 ; civil establishment 1857, \$38,790 87 ; contingent fund of 1857, \$9,815 45 ; printing fund of 1857, \$3,284 43 ; over payments of 1857, \$2,332 72 ; special appropriation 1856, \$159,347 45 ; public debt, payment of coupons of State bonds and interest receipts, \$56,685 00 ; payment of W and A. Railroad bonds, \$34,500 00 ; payment of coupons and 19 Central Bank bonds and interest, \$48,847 50 ; payment of Federal coupons and Central Bank bonds, and coupons and interest account, \$92,662 18 ; payment of interest on sterling bonds, \$3,462 79 ; showing the disbursements, during the fiscal year, ending 20th October, '57, \$511,789 90 ; to which add payments from 20th October up to the 24th November, 1857, civil establishment 1857, \$13,067 25 ; contingent fund 1857, \$1,736 14 ; special appropriation 1856, \$5,500 00 ; printing fund of 1857, \$747 00 ; over payments, \$13 82 ; showing disbursements, up to 24th November, '57, \$532,854 11 ; which, deducted from amount in the Treasury, 24th November, 1857, leaves \$472,878 52. Of this amount the following items are unavailable to meet demands on the Treasury, viz : Stock Bank of the State of Georgia, \$183,300 00 ; stock Bank of Augusta, \$89,000 00 ; stock of Georgia Railroad and Banking Company, \$18,600 00 ; 20 shares Milledgeville and Gordon Railroad, \$20,000 00 ; Darien Bank bills and other uncurrent funds, \$2,237 25 ; Western and Atlantic Railroad scrip, \$4,784 75 ; Attorney's receipts for bank bills broken and suspended, \$7,315 00 ; St. Marys and Commercial Bank notes, \$327 00 ; total amount unavailable assets, \$325,564 00 ; which deducted, leaves available \$147,311 52.

This sum has been still further reduced by the following payments, to wit :

Coupons paid and on hand, \$6,230 00 ; receipts for interest on Central Bank bonds, \$2,100 00 ; 13 Central Bank bonds and interest thereon, \$6,955 00 ; advance to officers and members of the General Assembly and State House officers, \$6,995 50, making \$22,280 50 ; which, deducted, leaves available assets in the Treasury on the 24th November, '57, \$125,031 02. This consists of deposits in Bank of Augusta, \$7015 00 ; Augusta Insurance and Banking Company, \$3,400 00 ; Planter's Bank Agency, \$4,711 93 ; Georgia Railroad Bank, \$61,488 00 ; Bank of the State of Georgia, \$10,867 01 ;—in bank bills, \$35,693 08 ; in gold and sil-

ver, \$1,761 00; to which add counterfeit money now in Treasurer's hand, \$95 00; making \$125,031 02.

Committees have usually embraced in their reports estimates of the probable receipts and disbursements for the next ensuing two years. Under ordinary circumstances, the amounts can nearly be approximated; but as there are large and various appropriations asked, we decline for the present such estimate.

All of which is respectfully submitted.

Mr. Fain of Union offered a resolution relative to the passage of a bill by Congress giving bounty land to the mounted volunteers of Georgia, who served under an act approved December 26th, 1837, which was read.

Mr. Luffman reported the following resolution, which was taken up, read and agreed to, viz :

Resolved, That His Excellency the Governor be requested to communicate to this House, at an early day, any information in the Executive Department in relation to the payment of John H. Howard and Josephus Echols, as provided for under the act passed February 18th, 1854, entitled an act to compensate Josephus Echols and John H. Howard for their expenditures for professional and other services concerning the boundary line in dispute between this State and the State of Alabama, and for other purposes therein named.

Leave of absence was granted Messrs. Johnson and Davis for a few days.

The House resumed the unfinished business of yesterday, viz :

The motion of Mr. Wilkes to amend the bill granting the aid of the State to certain railroads, by striking out all but the Georgia Air Line Railroad.

The morning was spent in the discussion of the same, and the House at 1 o'clock adjourned under its resolution until, 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment,

And until 4½ o'clock continued the debate upon the proposed amendment of Mr. Wilkes.

At this hour Mr. Gordon moved to suspend the rule of adjournment, and that the House adjourn until 9½ o'clock, a. m. to-morrow.

This motion having prevailed, the House adjourned in accordance therewith.

SATURDAY, DECEMBER 5th, 1857.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Braswell, Causey and Crittenden, for a few days.

On motion of Mr. Smith, of Coweta, the use of the Representative Hall was tendered to Dr. W. A. Mulkey for the purpose of delivering an address at 7 o'clock, this evening, on the philosophy and structure of the English language.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker:—The Senate has passed the following bills :

A bill to be entitled an act to compensate the Grand and Petit Jurors, of the county of Murray.

Also, a bill to be entitled an act to provide for the payment of Jurors in the counties of Camden and Spalding.

Also, a bill to be entitled an act, to legalize to the intent therein specified, the probate of the will of Felix G. Edwards, deceased, and the grant of administration, with said will annexed, by the Ordinary of Dougherty county.

Also, a bill to be entitled an act to render certain the compensation of teachers of poor children of the respective counties of the State, and to secure to poor children, the benefit of the poor school fund.

The Senate has also agreed to the following resolutions :

A resolution to permit the Senator of Floyd county, to withdraw the book containing the 'Tax Returns of said county for the year 1856, from the Comptroller's office, for the purpose of being investigated by the Inferior Court of said county.

Also, a resolution in relation to the tombs erected over dead Members of the General Assembly.

Also, a resolution authorizing the Governor to furnish the counties of Bryan, Monroe and Walker, with certain books therein named.

Also, a resolution requesting our Senators and Representatives in Congress, to use their influence in establishing a mail route in certain counties therein named, and requesting His Excellency the Governor, to transmit a copy of the same to our delegation in Congress.

They have also concurred in a resolution of the House for the pardon of Sarah Mitchell and Sarah McCray, now confined in the Penitentiary.

Mr. Speaker:—The Committee on Enrollment report as duly enrolled and ready for the signature of the Speaker, the following bill.

A bill to authorize the issuing of commissions, and to legalize commissions that may have been issued to certain persons elected as Judges of the Superior Courts, and to amend an act entitled an act to provide for the election of all the Judges of the Superior Courts, by free white people

of the State of Georgia, and for other purposes therein named, approved January 12th, 1852.

The House resumed the unfinished business of yesterday, and having spent the morning session in its consideration, adjourned at 1 o'clock, until half past two o'clock p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning.

Mr. Irvin moved to lay the bills and proposed amendment which relate to the loaning of State Aid to certain railroads, on the table for the balance of the session.

Upon this Mr. Lewis, of Greene, called the previous question, and upon the proposition shall the main question be now put, Mr. Underwood required the yeas and nays to be recorded.

There are yeas 77, nays 56.

Those who voted in the affirmative are Messrs :

Awtry,	Harris of Cobb,	McWhorter,
Barrett,	Harper,	Milledge,
Barton,	Hays,	Moore of Clark,
Battle,	Hines,	Mott,
Bell,	Holliday,	Phillips,
Bigham,	Holmes,	Pittard,
Christy,	Hopkins,	Powell,
Clarke,	Howard,	Reid,
Coleman,	Irwin,	Roberts of Cherokee,
Curenton,	Julian,	Roberts of Scriven,
Darden,	Kenan,	Schley,
Duncan,	Kendall,	Sherman,
Everett,	Kimbrough of Har-	Smith, of Talbot,
Fannin,	ris,	Smith of Tattnell,
Fortner,	Lane,	Strickland,
Frederick,	Lazenby,	Taliaferro,
Fuller,	Lee,	Taylor,
Gay,	Lewis of Greene,	Terrell,
Gilbert,	Marshall,	Walker of Clarke,
Glass,	Mattox,	White,
Gordon,	McCants,	Wilkes,
Griffith,	McConnell,	Willis,
Grovensteine,	McDaniel,	Wood,
Hall,	McEver,	Worley,
Hames,	McGregor,	Wright,
Harkness,	McLean,	Young.

Those who voted in the negative, are Messrs :

Bailey,	Guy,	Mizell,
Batts,	Hardy,	Moore of Glynn,
Black,	Hardeman,	Myers,

Bogges,	Hillyer,	Neal,
Brantley,	Holden,	Oneal,
Brassell,	Hughes,	Owens,
Cannon,	Jones,	Pickett,
Carter,	Kimbrough of Stew-	Price,
Chapman,	art,	Pruett,
Cook,	Lewis of Calhoun,	Sheffield,
Craft,	Lewis of Hancock,	Shelton,
Cumbie,	Lockett,	Smith of Coweta,
Daniel,	Luffman,	Smith of Towns,
Diamond,	McAfee,	Sprayberry,
Embry,	McDonald,	Tomlinson,
Fain of Fannin,	McMillian,	Wall,
Fain of Union,	Merchison,	Webster,
Fullmore,	Mintz,	Westmoreland.
Graham,		

So the main question was put, to-wit: the motion to lay on the table for the remainder of the session, and upon the same the yeas and nays were required to be recorded.

There are yeas 83, nays 51.

Those who voted in the affirmative are Messrs :

Awtry,	Harkness,	McLean,
Bailey,	Harris of Cobb,	McWhorter,
Barrett,	Harper,	Milledge,
Barton,	Hays,	Mizell,
Battle,	Hillyer,	Moore of Clark,
Batts,	Hines,	Mott,
Bell,	Holliday,	Oneal,
Bigham,	Holmes,	Phillips,
Christy,	Hopkins,	Pittard,
Clarke,	Howard,	Reid,
Coleman,	Hughes,	Roberts of Cherokee
Craft,	Irwin,	Roberts of Scriven,
Curenton,	Julian,	Schley,
Darden,	Kenan,	Smith of Talbot,
Duncan,	Kendall,	Smith of Tattall,
Everett,	Kimbrough of Har-	Strickland,
Fannin,	ris,	Taliaferro,
Fortner,	Lane,	Taylor,
Frederick,	Lazenby,	Terrell,
Fuller,	Lee,	Walker of Clarke,
Gay,	Lewis of Green,	Walker of Henry,
Gilbert,	Marshall,	White,
Glass,	Mattox,	Wilkes,
Gordon,	McCants,	Willis,
Griffith,	McConnell,	Wood,
Grovensteine,	McDaniel,	Worley,
Hall,	McEver,	Wright,
Hames,	McGregor,	Young.

Those who voted in the negative are Messrs :

Black,	Guy,	Myers,
Bogges,	Hardy,	Neal,
Brantley,	Hardeman,	Owens,
Brassell,	Holden,	Pickett,
Cannon,	Jones,	Powell,
Carter,	Kimbrough of Stew-	Price,
Chapman,	art,	Pruett,
Cook,	Lewis of Calhoun,	Sheffield,
Cumbie,	Lewis of Hancock,	Shelton,
Daniel,	Lockett,	Sherman,
Diamond,	Luffman,	Smith, of Coweta,
Embry,	McAfee,	Smith of Towns,
Fain of Fannin,	McDonald,	Sprayberry,
Fain of Union,	McMillian,	Tomlinson,
Fincannon,	Merchison,	Wall,
Findley,	Mintz,	Webster,
Fullmore,	Moore of Glynn,	Westmoreland.
Graham,		

So the motion to lay on the table prevailed.

On motion of Mr. Hardeman the House went into committee of the whole, Mr. Pickett in the chair, on the bill to be entitled an act to erect a building for the Georgia Academy for the blind, and provide for defraying the expenses of the pupils of said institution. After some time spent therein, the committee arose and reported the same back to the House without amendment.

The report was agreed to.

The bill was read the third time and passed.

Leave of absence was granted Mr. Mott for a few days on special business.

The following Senate bills were taken up out of their regular order, read the second time and committed for the third reading, viz :

A bill to be entitled an act to lay out and organize a new county from a portion of the county of Warren ; and a bill to be entitled an act to remunerate the receiver of Tax Returns for the county of Chatham, for certain services rendered, &c.,

Mr. Hardeman, from the committee on enrollment reports as duly enrolled and ready for the signature of the Speaker, a resolution to request the Governor to pardon, discharge and set at liberty forthwith, Sarah Mitchell, of the county of Fulton, and Sarah McCrary of the county of Franklin, two females now confined in the Penitentiary of this State.

The House adjourned until 9 1-2 o'clock A. M. Monday.

MONDAY, DECEMBER 7th, 1857.

The House met pursuant to adjournment.

Mr. Westmoreland moved to reconsider so much of the Journal of Saturday as relates to the action of the House in laying the bill and amendment relative to loaning State aid to certain railroads, on the table for the balance of the session.

Upon this motion, the yeas and nays were required to be recorded. There are yeas 52, nays 79.

Those who voted in the affirmative are Messrs:

Batts,	Graham,	Moore of Glynn,
Black,	Guy,	Myers,
Boggess,	Hardy,	Neal,
Brassell,	Hopkins,	Pickett,
Cannon,	Julian,	Price,
Chapman,	Kimbrough of Stew-	Pruett,
Conley,	art,	Sheffield,
Cook,	Kirby,	Shelton,
Cumbie,	Lee,	Smith of Coweta,
Daniel,	Lewis of Hancock,	Smith of Towns,
Diamond,	Lockett,	Sprayberry,
Embry,	Luffman,	Strange,
Fain, of Fannin,	McAfee,	Tomlinson,
Fain of Union,	McDonald,	Wall,
Fincannon,	McEver,	Webster,
Findley,	McMillian,	Westmoreland,
Fullmore,	Merchison,	Young.
Gay,	Mintz,	

Those who voted in the negative are Messrs:

Awtry,	Hall,	McDaniel,
Barrett,	Hames,	McLean,
Barton,	Harkness,	McWhorter,
Battle,	Harris of Cobb,	Milledge,
Bell,	Harper,	Oneal,
Bigham,	Hays,	Phillips,
Brantley,	Hillyer,	Pittard,
Causey,	Hines,	Powell,
Christy,	Holden,	Reid,
Clarke,	Holliday,	Schley,
Coleman,	Holmes,	Sherman,
Craft,	Howard,	Smith of Talbot,
Curenton,	Hughes,	Smith of Tatnall,
Darden,	Irwin,	Strickland,
Davis,	Jones,	Taliaferro,
Duncan,	Kenan,	Taylor,
Edwards,	Kendall,	Terrell,
Everett,	Kimbrough of Harris	Walker of Clarke,
Fannin,	Kitchens,	Walker of Henry,

Fortner,	Lane,	Willis,
Frederick,	Lazenby,	Wilkes,
Fuller,	Lewis of Calhoun,	Williams,
Gilbert,	Lewis of Greene,	White,
Glass,	Marshall,	Wood,
Gordon,	Mattox,	Wright.
Griffith,	McCants,	
Grovensteine,	McConnell,	

So the motion to reconsider was lost.

The call of the counties being the regular order of to-day, the following bills were reported and read the first time, viz :

Mr. Kenan reported a bill to be entitled an act to authorize the Justices of the Inferior Court of Baldwin county to issue bonds for the purpose of erecting a bridge across the Oconee river, or for the payment of stock in a corporate company for that purpose, and

A bill to be entitled an act for the relief of Wilkes and his wife Lavina, colored people.

Mr. Gordon reported a bill to be entitled an act to incorporate The Savannah Seamen's Friend Society, and for other purposes.

Mr. Neal reported a bill to be entitled an act for the relief of B. P. Peace, who lost his leg in the battle of Hickory Point in Kansas.

Mr. Walker of Clarke, reported a bill to be entitled an act to amend the several laws in relation to the town of Athens, and to extend the powers of the corporate authorities thereof.

Mr. Diamond reported a bill to be entitled an act for the relief of Felix Lowers of the county of Fulton in the State of Georgia. The same was reported by him as chairman of the select committee, to whom the memorial of the said Felix Lowers had been referred.

Mr. Cook reported a bill to be entitled an act to aid the citizens of Georgia in the construction of railroads in this State, on certain conditions therein specified.

Mr. Pruett reported a bill to be entitled an act to amend an act incorporating the Georgia Air Line Railroad Company, approved March 5th, 1856, and to confer banking and other privileges on the same.

Mr. Fortner reported a bill to be entitled an act to incorporate the town of Swanesboro, in Emmanuel county.

Mr. Taylor reported a bill to be entitled an act to organize a new county from the counties of Dooly and Worth, and to attach the same to a Judicial, Congressional and military district.

Mr. Barrett reported a bill to be entitled an act to appropriate money for the support of the Government for the political year 1858, and for other purposes therein specified.

Mr. Lewis of Hancock reported a bill to be entitled an act

to protect the property of the public and public charitable institutions ; and

A bill to be entitled an act for the relief of all teachers of poor children in the county of Hancock.

Mr. Batts reported a bill to be entitled an act to prohibit, in so far as relates to the county of Lee, the traffic and sale of the marks and brands of stock running at large in said county.

Mr. Kimbrough reported a bill to be entitled an act for the relief of Lucy P. Cox, alias Lucy P. Watt, of Muscogee county.

Mr. Murchison reported a bill to be entitled an act to consolidate the offices of Clerk of the Inferior and Superior Courts of the county of Harralson.

Mr. Fannin reported a bill to be entitled an act to amend the several acts now in force, touching the corporation of the town of Madison, in Morgan county, Georgia ; and for other purposes, and

A bill to be entitled an act to prescribe the manner in which service may be perfected on executors and administrators under the circumstances therein mentioned.

Mr. Owens reported a bill to be entitled an act to incorporate the Darien and Walthourville Railroad, and for other purposes.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills :

A bill to be entitled an act to point out the mode and manner of obtaining judgments on declarations in cases of attachments in the Superior and Inferior Courts of this State, and to give said judgments lien as in cases of common law.

Also a bill to be entitled an act to point out the mode of payment of fees of the Solicitor General of the eastern judicial district of Georgia, in Chatham county, and for other purposes.

Also a bill to be entitled an act to repeal an act approved February 26th, 1856, entitled an act in relation to allowing Tax Collectors an insolvent list, by the Grand Jurors of the several counties of this State, and to amend the various laws for the collection of taxes.

Also a bill to be entitled an act to incorporate the American Atlantic Screw Steam Ship Company.

Mr. Luffman reported a bill to be entitled an act to require the payment of tax fees in certain cases herein specified.

Mr. Price reported a bill to be entitled an act to incorporate the town of Jasper in the county of Pickens, and for other purposes.

Mr. Frederick reported a bill to be entitled an act to ex-

tend the corporate limits of the town of Marshallville, in Macon county.

Mr. Terrell reported a bill to be entitled an act for the relief of the estate of John Newsom, late of the county of Putnam, deceased, and John A. Cogburn of said county, as the administrator of said estate.

Mr. Smith of Talbot, reported a bill to be entitled an act to incorporate Flint river Mills Company, and for other purposes, and

A bill to be entitled an act for the relief of Elizabeth A. Wright, formerly Elizabeth A. Peel.

Mr. Sprayberry reported a bill to be entitled an act to amend an act in relation to the compensation of certain volunteers mustered into the service of Georgia, under the provisions of an act assented to December 26th, 1856.

Mr. Holden reported a bill to be entitled an act for the relief and future security and protection of the value of slave property in Taliaferro county, against the pernicious influence as exerted over that species of property by the free negroes in said county, and for other purposes.

Mr. Sherman reported a bill to be entitled an act to extend the charter of the Barnsville and Thomaston Railroad, and for other purposes therein named.

Mr. Causey reported a bill to be entitled an act to make the acts of Joseph J. Hale legal, &c., and

A bill to be entitled an act to change the lines between the counties of Sumter and Webster.

Mr. Smith of Towns, reported a bill to be entitled an act to appropriate money for the support of the Government for the political year 1858, and for other purposes therein named.

Mr. Jones reported a bill to be entitled an act to authorize and require the Ordinary of Warren county, to pay Wm. G. Lazenby, a teacher of poor children, and also Elisha Allen a teacher of poor children in said county.

Mr. Conley reported a bill to be entitled an act for the relief of the Tax Collector of the county of Wilkinson.

Mr. McWhorter offered the following resolution, which was taken up, read and agreed to, viz :

Resolved, That from and after the 9th inst., there shall be no new matter introduced in this branch of the General Assembly, unless by unanimous consent thereof.

The following message was received from the Governor, through Mr. McComb, his Secretary :

Mr. Speaker—The Governor has approved and signed the following bill :

An act to authorize the issuing of commissions, and to legalize commissions that may have been issued to certain persons elected as Judges of the Superior Courts, and to amend an act entitled an act to provide for the election of all Judges

of the Superior Courts, by the free white people of the State of Georgia, and for other purposes therein named, approved January 12th, 1857.

I am also requested by his Excellency, the Governor, to transmit to this branch of the General Assembly, a communication in writing..

On motion of Mr. Gordon, the following message was taken up, and read, viz:

EXECUTIVE DEPARTMENT, }
Milledgeville, Georgia, December 5th, 1857. }

To the House of Representatives :

In answer to the resolution of your body, requesting me to communicate to the House at an early day, any information in this department, relative to the payment of John H. Howard and Josephus Echols, as provided for under the act passed February 18th, 1854, entitled an act to compensate Josephus Echols and John H. Howard for the expenditures, expenses, professional and other services, concerning the boundary line in dispute between this State and the State of Alabama, &c.

I have to state, that, on the 30th December, 1854, a warrant was drawn on the Treasurer, in favor of Josephus Echols, for \$920 55, and on the 10th March, 1855, another was drawn in his favor for \$1072 56, both of which were drawn on account of his services, and under the act aforesaid.

I would further state, that it does not appear from the records of this department, that any payment has been made to Col. John H. Howard.

JOSEPH E. BROWN.

The following message was received from his Excellency, the Governor, through Mr. McComb, his Secretary :

Mr. Speaker.—I am directed by his Excellency, the Governor, to transmit to this branch of the General Assembly, a communication in writing, in reference to a resolution originating in this branch, requesting the pardon of certain individuals therein named.

The same, on motion, was taken up and read, viz :

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, GEORGIA, December 7th, 1857. }

To the House of Representatives :

I herewith return to the House, in which it originated, a joint resolution requesting me *forthwith* to *pardon* and *discharge* two female convicts now in the penitentiary of this State, one convicted of *riot* and the other of *manslaughter*.

Whether the General Assembly have examined the evidence and facts connected with these convictions, or whether they are willing to vote for the pardon without any regard to the circumstances of aggravation attending the transactions, I am not informed.

My opinion is, that the pardoning power should not be indi-

scriminately exercised, but that the best interest of the State requires that it be done prudently, and cautiously, in the exercise of a sound judgment, after a thorough investigation of the whole case; I think it has often been abused by its too hasty and inconsiderate exercise. Where the pardoning power is exercised upon every application, almost as a matter of course, the law ceases to be what it is intended to be, a terror to evil doers. Let it be remembered that the mercy to the criminal which turns loose every out-law who applies, is not that mercy to the community which protects its interest, prevents the commission of crime, and preserves our land from the stain of innocent blood. Those who possess the pardoning power should not be governed by a false sympathy, lest in their attempt to mitigate the sufferings of the guilty, they greatly increase the sufferings of the innocent.

By the seventh section of the second article of the Constitution of Georgia, it is provided, that the Governor shall have power to grant reprieve for offences against the State, except in cases of impeachment, and to grant pardons, or to remit any part of a sentence, in all cases, after conviction, except for *treason* or *murder*, in which case he may respite the execution and make report thereof to the next General Assembly by whom a pardon may be granted.

This section of the Constitution only makes it the *duty* of the Legislature to *act* in cases of *treason* or *murder*:

While I have at all times great respect for the recommendations of the General Assembly, and while I recognize to the fullest extent the right of each individual member of either House, to petition for the pardon of any convict, in the penitentiary. I can but regard the precedent set by this attempted legislative interference, as a very bad one. By virtue of the above provision of the Constitution, it is clearly the duty of the Governor, upon application to examine the evidence, and circumstances in the case, and in the exercise of a sound discretion to pardon or refuse to pardon the convict, and he *alone* is responsible for the correctness of his conclusions. The two branches of the legislature, without giving any reason why the punishment in these cases is not just, by their resolution, asking that these convicts be pardoned, have kindly consented to divide with the Governor the responsibility which the Constitution has devolved upon *him alone*. Should your kindness be accepted and your resolution pass into a precedent, others of a like character, asking the pardon of male as well as female convicts, would doubtless be presented. I am informed that one resolution of like character asking the pardon of a male convict, has already been introduced, into the Senate, and referred to a committee, such resolutions may be frequently introduced, and may become the subject of lengthy discussions in which much of the time of the legislature may be wasted, and great expense incurred,

in the examination of the facts, and the investigation of the evidence, upon which convicts are detained; as such an investigation would certainly be necessary, before any member of the legislature ought to feel content to vote upon such a resolution. As a general rule, in my opinion it would be better to leave all these cases where the Courts and juries have left them. There are a few excepted cases, and for the purpose of finding them out, it is often necessary to investigate the evidence, and the circumstances of the trial. The Constitution has assigned the duty of this investigation to the Executive Department of the Government, without dividing the responsibility with the General Assembly, and as it would greatly lengthen the sessions, and consume much of the time of the legislature, which could be as well employed in the consideration of such matters as the constitution has confided to that branch of the Government. I would respectfully suggest that it might be better for each department of the Government to be content to confine itself within the *sphere* of action assigned it by the Constitution.

I therefore withhold my sanction from the joint resolution of the two Houses.

JOSEPH E. BROWN.

Mr. Bigham offered a resolution relative to a change in the testimony required of meritorious applicants for bounty land which was read.

Mr. Westmoreland presented the memorial of Edward Wing, which was referred to the Committee on Petitions.

Mr. Webster presented the memorial of P. M. Shubley, which was also referred to the Committee on Petitions.

Mr. Kenan offered the memorial of Dr. Tomlinson Fort.

The House took up the report of the committee on the bill to be entitled an act to prohibit persons in the county of Emmanuel, from poisoning the water courses in said county, with buckeye and other poisonous substances, for the purpose of catching fish, and thereby destroying cattle and other stock on said water-courses.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Fulton Mining, Smelting and Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to prevent persons who are non-residents of this State from fishing with seines, so far as relates to the county of Camden.

Mr. Gordon offered as a substitute for the same, a bill to be entitled an act to prohibit non-residents from hunting, ducking and fishing within the limits of the State of Georgia.

The same was received, the report thereon was agreed to, the bill was read the third time and passed.

Mr. Smith of Towns, from the committee on the Penitentiary, offered a report, which was read, and one hundred and sixty copies thereof ordered to be printed for the use of the House.

The House went into committee of the whole, Mr. Milledge in the chair, on the bill to be entitled an act to authorize and request the Governor to draw his warrant on the Treasurer of this State, in favor of the Justices of the Inferior Court of Dade county, for the sum of five hundred dollars. After some time spent therein, the committee arose and reported the same back to the House without amendment.

The report of the Finance Committee, which was adverse to the passage of the bill, was agreed to, and the same was therefore lost.

The House took up the report of the committee on the bill to be entitled an act additional to the former acts relative to the Glynn county Academy.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Putnam Rifles, to grant certain powers and exempt them from the duties therein named.

The same was amended. The report as amended, was agreed to, the bill was read the third time, and passed with amendments.

The House took up the report of the committee on the bill to be entitled an act for the relief of Sarah Grover of the county of Bryan.

The report was agreed to, the bill was read the third time and passed.

The hour of one having arrived, the House adjourned under the resolution thereof, until 2 1-2 o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the committee on the bill to be entitled an act to authorize Charles Findley of Merriwether, and John Hattox of Harris, to peddle without license, &c. Certain amendments were offered to the same.

Mr. Faulk moved to lay the bill and amendments on the table for the balance of the session.

Upon this question, Mr. Faulk required the yeas and nays be recorded.

There are yeas 23, [22,] nays 85 [83.]

Those who voted in the affirmative are Messrs :

wtry,	Faulk,	Sprayberry,
aily,	Fincannon,	Taliaferro,
attle,	Griffith,	Taylor,
risty,	Howard,	Wilks,
raft,	Julian,	Willis,
arden,	Kitchens,	Wood.
mbry,	Myres,	
verett,	Schley,	

Those who voted in the negative are Messrs :

arrett,	Hardeman,	Milledge,
arton,	Harris of Cobb,	Mintz,
atts,	Harper,	Mizell,
ell,	Hays,	Oneal,
igham,	Hillyer,	Owens,
ogges,	Hines,	Phillips,
arter,	Holden,	Pickett,
hapman,	Holliday,	Pittard,
larke,	Holmes,	Price,
oleman,	Hopkins,	Reid,
onley,	Irwin,	Roberts of Scriven,
ook,	Jones,	Sheffield,
rittenden,	Kenan,	Shelton,
umbie,	Kirby,	Sherman,
aniel,	Lazenby,	Smith of Coweta,
avis,	Lee,	Smith of Tattnall,
diamond,	Lewis of Greene,	Strickland,
uncan,	Lewis of Hancock,	Terrell,
edwards,	Luffman,	Tomlinson,
ain of Fannin,	Mattox,	Walker of Henry,
ain of Union,	McCants,	Wall,
indley,	McConnell,	Westmoreland,
ortner,	McDonald,	White,
ederick,	McEver,	Williams,
uller,	McGregor,	Worley,
ilbert,	McLean,	Wright,
rovensteine,	McMillian,	Young.
uy,	Merchison,	

So the motion was lost.

The bill and amendments were, on motion, referred to a special committee consisting of Messrs. Smith of Towns, Irvin, Lewis of Hancock, Wilkes and Faulk.

Leave was granted to Mr. Lewis of Hancock, and he reported a bill to be entitled an act to incorporate Montour Village of Hancock county, and for other purposes.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has agreed to the following resolution :

A resolution, that this session of the Legislature be prolonged till the 22d day of December inst., which I am directed to transmit forthwith to this branch of the General Assembly.

The foregoing resolution was, on motion, referred to the Judiciary Committee, with instructions to report thereon to-morrow morning, and said resolution was made the special order for to-morrow morning.

The following bills were read the second time and committed for the third reading, viz :

A bill to be entitled an act for the relief of A. J. Morris of the county of Carroll.

Also a bill to be entitled an act lay out a new county from the counties of Cass and Floyd, to be called McDonald county, and to provide for the organization of the same, and for other purposes.

Also a bill to be entitled an act to authorize the issuing of alias executions in vacation, by the several Courts of law within this State, when the originals have been lost.

Also a bill to be entitled an act to extend and define the corporate limits of the town of Holmesville in the county of Appling.

Also a bill to be entitled an act for the relief of Phebe Burnett wife of Benjamin M. Burnett of the county of Carroll, &c.

Also a bill to be entitled an act to add a part of the county of Murray to the county of Gilmer.

Also a bill to be entitled an act to point out the mode and manner in which open accounts shall be proved, so far as relates to the county of Decatur.

Also a bill to be entitled an act to authorize the Clerk of the Superior and Inferior Courts, and the Sheriff of Glynn county, to collect the fees of their offices at each term of the Superior and Inferior Courts.

Also a bill to be entitled an act to amend the several laws of this State upon the subject of writs of Certiorari.

Also a bill to be entitled an act to authorize the Trustees of Glynn county Academy, to lease or sell the Academy buildings and estate of said Academy, and to protect the property and collect the funds of the same, and for other purposes therein named.

Also a bill to be entitled an act to change the tax laws of this State, so far as relates to the poll tax.

Also a bill to be entitled an act to change the line between Houston and Dooly counties, so as to include certain lots of

land in the county of Dooley, within the limits of the county of Houston.

Also a bill to be entitled an act to strike out the second paragraph of the eleventh section of the third article of the Constitution.

Also a bill to be entitled an act to provide for the preservation of the public records, and for other purposes therein specified.

Also a bill to be entitled an act to incorporate the Oak Grove Academy in the county of Upson and appoint Trustees for the same and for other purposes therein specified.

Also a bill to be entitled an act to provide for the redemption at the treasury of fifty per centum of the outstanding bills of the Bank of Darien.

Also a bill to be entitled an act amendatory of the several acts incorporating the city of Rome, and for other purposes.

Also a bill to be entitled an act for the relief of Morgan Swinney, and for other purposes.

Also a bill to be entitled an act to add an additional section to the constitution of this State.

Also a bill to be entitled an act to authorize the Justices of the Peace to make a return of all the children entitled to the benefits of the poor school fund in the county of Franklin.

Also a bill to be entitled an act to authorize Clark Howell to erect a bridge across the Chattahoochee on his own land, and to charge toll on the same.

Also a bill to be entitled an act to authorize and require the Trustees of Trenton Academy to sell said Academy together with the lot of land upon which it is located, and to pay one moiety of the proceeds to the Trustees of Trenton Male Academy, the other moiety to the Trustees of Trenton Female Academy, to be by them applied to the building of male and female academies in or near the town of Trenton.

Also a bill to be entitled an act to allow parties plaintiffs and defendants in the Justices' Courts of this State to prove their accounts by their own oaths, when the same does not exceed the sum of fifty dollars.

Also a bill to be entitled an act to incorporate the Bainbridge Masonic Male Institute, and for other purposes.

Also a bill to be entitled an act to authorize the county of Floyd to aid in constructing the Georgia and Alabama Railroad by the subscription for stock and the issue of bonds therefor, upon a vote of the citizens.

Also a bill to be entitled an act to define the liability of Branch Banks and Bank Agencies in this State.

Also a bill to be entitled an act to prevent usury in this State and to declare all such contracts null and void, both as to principal and the interest agreed to be paid, and for other purposes therein mentioned.

Also a bill to be entitled an act for the relief of Joseph

Chastain, Sutherland W Robertson and Thomas B. Raine and to appropriate money to them.

A bill to be entitled an act to incorporate the Brunswick Canal Company, &c.

And a bill to be entitled an act additional to an act to incorporate the town of Brunswick, and for other purposes.

Also a bill to be entitled an act to repeal the fourth section of an act passed December 19th, 1793.

Also a bill to be entitled an act for the reciprocal relief and protection of the citizens of Georgia, and for other purposes therein mentioned.

Also a bill to be entitled an act for the relief of Trustees holding property in trust for married women from the nature of the trust not to be controlled by their husbands.

Also, a bill to be entitled an act to grant to Raymond Thomassy the use of all the land on Tybee island, belonging to the State of Georgia, on certain conditions, and to allow him to own and transfer real estate.

Also, a bill to be entitled an act to appoint Assessors the several counties of this State, and to define their duties.

Also, a bill to be entitled an act authorizing Wm. Douglas, of the county of Appling, to peddle without paying license in the counties therein named.

Also, a bill to be entitled an act to amend the 12th section of an act entitled an act to levy and collect a tax for each the political years of 1852 and 1853, and thereafter until repealed, approved January 9th, 1852.

A bill to be entitled an act to authorize Sheriffs, Deputies and Constables to attest bonds taken by them in discharge of their official duties, and to make the same sufficient evidence of Execution.

A bill to be entitled an act for the relief of John M. White of the county of Jackson.

A bill to be entitled an act for the relief of Jesse M. Davis, of the county of Terrell.

A bill to be entitled an act to prevent the obstruction of certain water courses therein named.

A bill to be entitled an act to establish a certain fee herein named.

A bill to be entitled an act to authorize the Justice Court of the 655th district, G. M., at LaGrange, to be held for a longer term than one day, and to adjourn from day to day.

A bill to be entitled an act to alter and amend the fifth section of the 3d Article of the Constitution of this State.

A bill to be entitled an act to authorize the retaining a portion of the State tax of Whitfield county for the year 1858.

A bill to be entitled an act to amend the charter of the Atlanta and LaGrange Railroad, by changing the name

the said road to that of the Atlanta and West Point Railroad, and to authorize the same to endorse the bonds of the Alabama and Florida Railroad, and for other purposes.

A bill to be entitled an act to allow William Pace, of the county of Wilkerson, to peddle without license.

A bill to be entitled an act to provide for the election of a public Administrator, for the county of Thomas.

A bill to be entitled an act to regulate the collection of jury fees in the Superior and Inferior Courts of the county of Upson.

A bill to be entitled an act for the better protection of securities and endorsers, and to authorize the issuing of bail process in certain cases.

A bill to be entitled an act for the relief of James Dunwoodie of the county of Houston.

A bill to be entitled an act for the relief of William L. Dallas.

A bill to be entitled an act to authorize Deputy Sheriffs to execute titles to purchasers of property sold by them at Sheriff sale.

A bill to be entitled an act for the relief of honest debtors.

A bill to be entitled an act for the relief of Henry E. Hunt, John H. Snillings, John J. Doherty, Robert C. Scott, Jas. M. Moore, Thos. N. Poullaim jr., Junius Poullaim, Walter Griffin, Elliott R. Chamberlain, Jas. J. Wakefield, Francis H. Cone, Phillip Poullain and Frederick C. Fuller.

A bill to be entitled an act to change the line between the counties of Franklin and Jackson.

A bill to be entitled an act to extend the corporate limits of the village of Sparta, in this State.

A bill to be entitled an act to incorporate the Spring Place Mining Company and the Ivey Mount Mining Company.

A bill to be entitled an act to incorporate the town of White Hill in the county of Troup.

A bill to be entitled an act to authorize Justices of the Peace to give judgments on open accounts, without being proven in open court.

A bill to be entitled an act to authorize Justices of the Inferior Court of Troup county to retain two-thirds of the State tax of said county, for the year 1858, for the purpose of repairing the public buildings of said county, or of building new ones if deemed expedient, and for other purposes of public utility, and to authorize the Tax Collector to pay the same to them.

A bill to be entitled an act to incorporate a Fire and Engine Company for the city of Brunswick.

A bill to be entitled an act to incorporate the Catoosa Springs company, and for other purposes.

A bill to be entitled an act to exempt from levy and sale certain articles therein mentioned, and for other purposes.

A bill to be entitled an act to amend the charter of the Georgia and Alabama Railroad Company.

A bill to be entitled an act to authorize the City Council of Rome to subscribe for one hundred thousand dollars of stock in the Georgia and Alabama Railroad Company, on certain conditions, and for other purposes.

A bill to be entitled an act to require the Banks of Georgia to resume specie payment and for other purposes, and also to establish a State Sub-treasury.

A bill to be entitled an act to incorporate Rome Female College.

A bill to be entitled an act to provide for the continuance of certain cases in the Superior Court in this State, therein described, until the same can be properly tried.

A bill to be entitled an act to repeal the 5th section of an act entitled an act to amend an act to incorporate the Town of Lumpkin in Stewart county, approved January 16th, 1856.

A bill to be entitled an act to compensate the Petit Jurors, in Merriwether county, and to dispense of certain monies in said county, as herein provided.

A bill to be entitled an act to incorporate the Southern Copper Mining Company, and for other purposes.

A bill to be entitled an act to repeal an act approved February 17th, 1854, entitled an act to compensate Petit Jurors, in the county of Heard, and provide a fund for the same.

A bill to be entitled an act for the relief of James Crocker, former county Surveyor of the county of Habersham, and for other purposes therein mentioned.

A bill to be entitled an act to authorize the Justices of the Inferior Court upon the recommendation of the Grand Jury to assess a tax to build a Court House in Glynn county.

A bill to be entitled an act to incorporate Oglethorpe Mutual Loan Association, &c.

A bill to be entitled an act to alter and amend the *Habeas Corpus* laws, in certain cases therein mentioned.

A bill to be entitled an act to change the lines between the counties of Marion and Chattahoochee.

A bill to be entitled an act to authorize the Inferior Court of Campbell county, to employ the Surveyor of said county to run the line between the counties of Campbell and Fayette.

A bill to be entitled an act to extend aid to the Savannah Medical College.

A bill to be entitled an act to repeal the bail laws of this State, except in cases therein named.

A bill to be entitled an act to authorize and require the Ordinary of Cass county, to pay Riley Milam, and R. A. West for teaching poor children in said county in 1856.

A bill to be entitled an act to grant to the Mayor and Aldermen of the city of Savannah, and the Hamlets thereof, a certain line of wharf head therein named.

A bill to be entitled an act to amend an act approved January 22d, 1852, to authorize certain persons therein named, to practice medicine upon the Homeopathic system, and charge for the same, so far as relates to B. H. C. Bomar, of Cass county.

A bill to be entitled an act to incorporate the Georgia and Alabama Steamboat Company.

A bill to be entitled an act for the removal of the Seat of Government from Milledgeville to Atlanta or Macon, and for other purposes.

A bill to be entitled an act to change the name of the Montrose Manufacturing Company, of Hancock county, to that of the Montour Manufacturing Company, and for other purposes.

A bill to be entitled an act for the relief of Wm. B. Chapman, and others of the county of Fulton.

A bill to be entitled an act for the relief of Mrs. Lucy A. Bynom, wife of James R. Bynom, of the county of Greene,

A bill to be entitled an act to repeal an act entitled an act to appoint county Treasurers, and define their duties so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart; and to give to the people of said counties, the election of Treasurer, approved December 20th, 1849, so far as relates to the county of Chatham.

A bill to be entitled an act to change the county line between the counties of Jefferson and Emmanuel.

A bill to be entitled an act to amend an act to allow the Sheriff of Chatham county certain fees, which are not provided for by law, and to allow him to appoint special Deputy Sheriffs, in certain cases.

A bill to be entitled an act to incorporate a town to be called Parkersville.

A bill to be entitled an act to repeal all laws granting exemptions from Jury duty in Chatham county, and for other purposes therein named.

A bill to be entitled an act to compel all non-residents owning and pening cattle in the county of Clinch to pay a tax of ten cents per head, and to make said tax a part of the poor school fund of said county.

A bill to be entitled an act to alter and amend the road laws of this State, so far as relates to the county of Wayne.

A bill to be entitled an act to amend an act relative to the Ogeechee Plank Road.

A bill to be entitled an act to provide for the compensation of the Superintendents of elections in the county of Burke.

A bill to be entitled an act to pardon Meschack Teal, of the county of Campbell, for murder.

A bill to be entitled an act to confer certain powers on the City Council of Augusta.

A bill to be entitled an act to incorporate Coffee Lodge Tree and Accepted Masons of the Town of Jacksonville, Telfair county.

A bill to be entitled an act for the relief of Henry Duke, of Jackson county.

A bill to be entitled an act to repeal so much of an act changing the times of holding the Superior Courts in certain counties therein named, passed at the last session of the Legislature, as relates to the counties of Hancock and Warren.

A bill to be entitled an act to compel persons applying for warrants in certain cases to pay costs in advance.

A bill to be entitled an act to alter and amend the attachment laws of this State.

A bill to be entitled an act for the relief of Sarah West, of the county of Pike.

A bill to be entitled an act to incorporate a Bank in the City of Americus, &c.

A bill to be entitled an act to appropriate three thousand dollars to build a bridge across Spring Creek in Miller county, Georgia.

A bill to be entitled an act to compensate the Delegates to the Nashville Convention of 1850.

A bill to be entitled an act to repeal an act entitled an act to provide for the speedy trial of certain cases in Courts of Law and Equity, in this State, and for other purposes, approved March 6th, 1856.

A bill to be entitled an act to prevent the Banks of other States from carrying on the business of banking in this State.

A bill to be entitled an act to attach the counties of Dawson, Towns and Fannin, to the 7th Division of the second Brigade.

The following bills of the Senate were read the second time and committed for the third reading, viz :

A bill to be entitled an act for the relief of Susan Spell and Francis Abbott.

A bill to be entitled an act to enable executors executrixs administrators, administratrixs' and guardians, to resign their trust under certain circumstances.

A bill to be entitled an act for the relief of Nancy Marrow of the county of Henry.

A bill to be entitled an act to make uniform the criminal practice of the several Judiciary Circuits.

A bill to be entitled an act to authorize attachments to issue in cases sounding in damages.

A bill to be entitled an act to authorize the Justices of the Inferior Court of Columbia county to issue and sell county bonds, and levy an extra tax.

A bill to be entitled an act to regulate and define the time of holding the Superior Courts of several counties of the Cherokee Circuit, to authorize the Judge of said Courts to hold two weeks Court in Gordon county, and Catoosa county, and to draw two pannels of Jurors to serve in the counties of Gordon and Catoosa.

A bill to be entitled an act to change the line between the counties of Elbert and Hart.

A bill to be entitled an act to amend an act approved December 17th, 1851, entitled an act to grant corporate powers and privileges to the Curtright Manufacturing Company.

A bill to be entitled an act to change the county line between the counties of Hall and Lumpkin.

A bill to be entitled an act to extend to the county of Terrell, the provisions of an act to amend the several acts now in force regulating the fees of the Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, offered January 22d, 1857.

A bill to be entitled an act to establish and incorporate a female college in the city of Marietta, and for other purposes.

A bill to be entitled an act to compel non-residents of the counties of Worth, Irwin, Telfair and Laurens, who pen and herd stocks of cattle and sheep in said counties, to pay taxes on the same in said counties.

A bill to be entitled an act to legalize the adjournment of Lee Superior Court.

A bill to be entitled an act to authorize Malon Biddell, of the county of Charlton, to peddle without license.

A bill to be entitled an act to repeal the third section of an act entitled an act to carry into effect the ninth section of the third article of the Constitution, approved December 5th, 1806.

A bill to be entitled an act to alter and amend the 2d section of an act to alter and amend so much of the Judiciary of 1799, as respects claims of property in the Superior and Inferior Courts of this State.

A bill to be entitled an act to repeal an act to authorize the Justices of the Inferior Court of the counties of Fannin, Telfair, Clinch and Walton, to lay off said counties into school districts, and appoint trustees for the same, and to provide for the election of Treasurer in each, &c., so far as relates to Walton county.

A bill to be entitled an act to change the boundary of the corporate limits of the Town of Ringgold.

A bill to be entitled an act for the relief of the citizens of Irwin county, from the injurious consequences of camp-hunting by non-residents.

A bill to be entitled an act to appoint commissioners to

define the county lines between the counties of Calhoun and Baker.

A bill to be entitled an act to reduce the Sheriffs bonds in the counties of Towns, Camden and Haralson.

A bill to be entitled an act to reduce the work on roads in the counties of Worth, Irwin and Wayne.

A bill to be entitled an act to alter and amend an act entitled an act to protect the planters of oyster beds, and give exclusive right to the usufruct of natural beds of oysters in certain cases, and to prevent the taking of terrapins and turtles in certain seasons, approved February 18th, 1856.

A bill to be entitled an act to authorize a settlement between John M. Hightower, guardian, and James W. F. Hightower, his ward, and to legalize the contract of the said James W. F. Hightower.

A bill to be entitled an act to authorize Malone Biddell, of the county of Charlton, to peddle without paying a tax for the same.

A bill to be entitled an act to consolidate the offices of the Clerk of the Superior and Inferior Courts of the county of Columbia.

A bill to be entitled an act to re-enact the 1st section of an act entitled an act to amend the several acts in relation to the Town of Athens, approved February 14th, 1856.

A bill to be entitled an act to alter and change the line between the counties of Berrien and Irwin.

A bill to be entitled an act to consolidate the offices of Receiver of Tax Returns and Tax Collector, so far as relates to the county of Union and for other purposes therein mentioned.

A bill to be entitled an act to extend the provisions of an act approved March 4th, 1856, entitled an act authorizing the issuing of attachments and garnishments and to regulate the proceedings in the same.

A bill to be entitled an act to confer certain privileges on Adolphus Anderson, of Harris county, and to make lawful his acts, and to give him authority to transact business as though he were of full age.

A bill to be entitled an act to consolidate the offices of Tax Receiver and Collector of Pickens county.

A bill to be entitled an act to repeal an act to incorporate the Sweetwater Manufacturing Company, but to continue the corporation to collect and pay its debts.

A bill to be entitled an act to point out the mode of making the Carnoochee Bridge a toll bridge.

A bill to be entitled an act for the relief of Sophia Avant, of Washington county.

A bill to be entitled an act to repeal an act to provide for the election of Trustees in Effingham county Academy, and for other purposes approved March 4th, 1856.

A bill to be entitled an act to designate the Brigade and Division of the Georgia Militia, to which the county of Terrell belongs.

A bill to be entitled an act for the relief of Lewis Jones, Richard Turner and Solomon Hart, of the county of Harris.

A bill to be entitled an act to change an error the lines between the counties of Worth and Colquitt.

A bill to be entitled an act to consolidate the poor school and Academical Fund, for the county of Madison.

A bill to be entitled an act to incorporate the Ocmulgee and Altamaha Steam Navigation Company.

A bill to be entitled an act to alter and amend the road laws, so far as relates to the county of Glynn.

A bill to be entitled an act to simplify the proceedings in bail cases, and for other purposes therein mentioned.

A bill to be entitled an act to authorize the Court of Ordinary of Macon county, to grant letters testamentary upon the estate of John R. Felton, deceased, to Noah Felton, of the State of Alabama, and to authorize said Noah Felton to qualify and act as an executor of the will and testament of John R. Felton, deceased.

A bill to be entitled an act to amend the claim laws of this State, as to the affidavit to be interposed by the claimant.

A bill to be entitled an act to incorporate the American Atlantic Screw Steamship Company.

Also, a bill to be entitled an act to alter and amend so much of the Judiciary Act of 1799, as requires the representatives of deceased plaintiffs to be made parties by *scire-facias*.

Also a bill to be entitled an act to point out the mode of payment of fees of the Solicitor General, of the Eastern Judicial District of Georgia, in Chatham county, and for other purposes.

Also, a bill to be entitled an act to repeal an act approved February 25th, 1856, entitled an act in relation to allowing Tax Collectors, an insolvent list by the Grand Jurors of the several counties in this State, &c.

Also, a bill to be entitled an act to legalize to the intent therein specified, the probate of the will of Felix G. Edwards, and the grant of administration with said will annexed by the Ordinary of Dougherty county.

Also, a bill to be entitled an act to render certain the compensation of teachers of poor children of the respective counties of the State, &c.

Also, a bill to be entitled an act to compensate the Grand and Petit Jurors of the county of Murray.

Also, a bill to be entitled an act to authorize certain commissioners therein named to new mark and ascertain the dividing line between the counties of McIntosh and Liberty, &c.

Also, a bill to be entitled an act to incorporate a mounted

police in the county of Liberty and 15th District G. M. and for other purposes therein mentioned.

Also, a bill to be entitled an act to compensate the Grand and Petit Jurors of the several counties herein named, and for other purposes.

Also a bill to be entitled an act to point out the mode and manner of obtaining judgments, &c.

Also a bill to be entitled an act to provide for the payment of the jurors of the counties of Camden and Spalding.

Also a bill to be entitled an act for the relief of James E. Williams of the city of Atlanta.

Also a bill to be entitled an act for the relief of Martin Hutto and the heirs and legal representatives of William Cooper and John C. Sutton.

A bill to be entitled an act to authorize and require the Justices of the Inferior Court of Warren county to draw two pannel of Jurors from the jury boxes of said county, and for other purposes therein mentioned,

Also a bill to be entitled an act to repeal the lien laws, so far as applies to the Steam Saw Mills at and upon the several mouths of the Altamaha river.

Also a bill to be entitled an act for the relief of Mrs. Elizabeth Clark, executrix of the will of Sevier Clark, and for other purposes therein named.

Also a bill to be entitled an act to authorize endorsers on prommissory notes and other instruments which shall be given for the purpose of negotiation or intended to be negotiated at any chartered bank, or which may be deposited in any chartered bank for collection, be sued in the same action with the principal or maker.

Also a bill to be entitled an act to amend the 46th section of the attachment laws, assented to on the 4th day of March, 1856.

Also a bill to be entitled an act to change the time of holding the Superior Courts in the county of Miller.

Also a bill to be entitled an act to re-establish the 1005th district Georgia Militia, in the county of Decatur, and to legalize the Judicial acts thereof.

Also a bill to be entitled an act to collect interest on open accounts, in this State.

Also a bill to be entitled an act to regulate the Courts of Ordinary of this State so far as relates to the county of Miller.

Also a bill to be entitled an act for the relief of sureties, endorsers and guarantors in certain cases therein mentioned.

Also a bill to be entitled an act for the relief of Caroline Wallace, wife of Andrew J. Wallace, of the county of Troup, and for other purposes therein named.

Also a bill to be entitled an act for the relief of Peter Cole, of Gilmer county.

Also a bill to be entitled an act to lay out and form a new county from the counties of Ware and Appling, and to provide for the organization of the same.

Also, a bill to be entitled an act to repeal so much of the 8th section of an act to alter and amend the several Judiciary acts now in force in this State, so far as relates to Justices' Courts, approved December 14th, 1811, &c.

Also, a bill to be entitled an act to authorize the Court of Ordinary of Macon county to grant letters testamentary upon the estate of John R. Felton, deceased, to Noah Felton, of the State of Alabama, &c., &c.

Also, a bill to be entitled an act to amend the tax laws of this State, so as to more perfectly secure the return of tax payers to the receiver of Tax Returns. &c. •

Also, a bill to be entitled an act to authorize Mark Rigell, of the county of Terrell, and Newton Crocker, of the county of Stewart, to peddle, without paying license, in the several counties composing the Pataula Circuit, &c.

Also, a bill to be entitled an act to legalize certain judgments of the Courts of Ordinary of this State, and to provide for the probate of wills in certain cases, &c.

Also a bill to be entitled an act to authorize the Superior and Inferior Courts of Charlton county, to keep their offices at their residence, if within six miles of the court house.

Also, a bill to be entitled an act to authorize Joseph E. Dent and John T. Dent, Executors of the last will and testament of William B. W. Dent, deceased, to sell the land belonging to the estate of William B. W. Dent, deceased, &c.

Also, a bill to be entitled an act to repeal an act passed in 1853-'4, to establish and make uniform the rates of ferriage and regulate ferries, and to make penal any violation of the same, so far as relates to the counties of Decatur and Camden.

Also, a bill to be entitled an act to amend the act approved December 22d, 1829, to prevent obstructions to the passage of fish in the Ocmulgee river, &c.

Leave of absence was granted Mr. Holmes, for a few days, after to-morrow.

The bill to be entitled an act to facilitate the collection of open accounts was read the second time and referred to the Judiciary Committee.

The bill to be entitled an act to incorporate a Bank in the town of Thomaston, to be called the Bank of Upson, was read the second time and referred to the Committee on Banks.

The Senate bill to be entitled an act to lay out a new county from the counties of Cherokee, Cobb and Forsyth, and for other purposes therein specified, was read the second time and referred to the Committee on New Counties.

The hour of 5 p. m. having arrived, the House adjourned until 10 o'clock a. m. to-morrow.

TUESDAY, DECEMBER 8th, 1857.

The House met pursuant to adjournment.

Mr. Curenton moved to reconsider so much of the journal of yesterday as relates to the refusal of the House to be entitled an act to authorize and request the Governor to draw his warrant in favor of the Justices of the Inferior Court of Dade county for the sum of five hundred dollars.

Upon this motion he required the yeas and nays to be recorded.

There are yeas 33. There are nays 86.

Those who voted in the affirmative were Messrs :

Bigham,	Graham,	Merchison,
Bogges,	Harper,	Milledge,
Brassell,	Hines,	Mintz,
Curenton,	Julian,	Neal,
Daniel,	Lewis of Hancock,	Phillips,
Davis,	Mattox,	Roberts of Scriven,
Diamond,	McConnell,	Tomlinson,
Edwards,	McDaniel,	Webster,
Fain of Union,	McEver,	White,
Fannin,	McGregor,	Williams,
Findley,	McLean,	Young.

Those voting in the negative are Messrs :

Awtry,	Grovensteine,	Marshall,
Bailey,	Hall,	McMillian,
Barrett,	Hardy,	McWhorter,
Barton,	Hardeman,	Mizell,
Batts,	Harkness,	Moore of Glynn,
Bell,	Harris of Cobb,	Myers,
Carter,	Hays,	Oneal,
Christy,	Hillyer,	Owens,
Clarke,	Holden,	Pittard,
Coleman,	Holliday,	Pruett,
Cook,	Hopkins,	Reid,
Craft,	Howard,	Roberts of Cherokee,
Crittenden,	Hughes,	Schley,
Cumbie,	Jones,	Sherman,
Darden,	Kenan,	Smith of Coweta,
DeLamar	Kendall,	Smith of Tattnall,
Duncan,	Kimbrough of Har-	Sprayberry,
Embry,	ris,	Strickland,
Everett,	Kimbrough of Stew-	Taliaferro,
Fain of Fannin,	art,	Taylor,
Faulk,	Kirby,	Walker of Clarke,
Fortner,	Kitchens,	Walker of Henry,
Frederick,	Lane,	Wall,
Fullmore,	Lazenby,	Westmoreland,

Gay,	Lee,	Wilkes,
Gilbert,	Lewis of Calhoun,	Willis,
Gordon,	Lewis of Greene,	Wood,
Griffith,	Luffman,	Worley.

So the motion was lost.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has agreed to the following resolution :

A resolution in relation to an omission which occurred in engrossing the bill to be entitled an act to incorporate a rail road company to be called the "Atlantic and Gulf Railroad Company," and for other purposes therein named, approved February 27th, 1856, which I am directed to transmit forthwith to this branch of the General Assembly.

The same was on motion taken up, read, agreed to and ordered to be transmitted to the Senate without delay.

The House took up the report of the Judiciary Committee on the bill to be entitled an act to enlarge the powers of juries at common law.

The same being favorable to the passage of the bill was agreed to.

The bill was read the third time and passed.

The House took up the report of the same committee on the bill to be entitled an act to define the powers of the Supreme Court of this State relative to reversal of its own decisions.

The report being favorable thereto was agreed to. The bill was read the third time and passed.

The House took up the report of the said committee on the bill to be entitled an act to change the name of James Strickland to James Thomas and for other purposes.

The same which was adverse was agreed to, and the bill therefore lost.

The House went into committee of the whole, Mr. Harde-
man in the chair, on the bill to be entitled an act to appropriate a sum of money to remove obstructions from the Big Satilla River and to render the same navigable for timber rafts, lumber, wood and produce thereon, and for other purposes.

After some time spent therein the committee arose, and through their chairman, reported the same back to the House without amendment.

The report was agreed to and the bill read the third time.

Upon the question of its passage the yeas and nays were required to be recorded.

There are yeas 31. There are nays 89.

Those who voted in the affirmative are Messrs :

Bailey,	Frederick,	Price,
Bogges,	Gay,	Roberts of Scriven,
Cannon,	Graham,	Sheffield,
Daniel,	Guy,	Shelton,
Davis,	Hardeman,	Smith of Tatnall,
DeLamar,	Holmes,	Smith of Towns,
Diamond,	Hughes,	Taylor,
Everett,	McLean,	Tomlinson,
Fain of Union,	McMillian,	Wall,
Faulk,	Milledge,	Webster,
Findley,	Moore of Glynn,	Westmoreland.
Fortner,	Pickett,	

Those who voted in the negative are Messrs :

Awtry,	Harris of Cobb,	McGregor,
Barrett,	Harper,	McWhorter,
Barton,	Hays,	Merchison,
Battle,	Hillyer,	Mintz,
Batts,	Hines,	Mizell,
Bell,	Holliday,	Myers,
Bigham,	Hopkins,	Neal,
Black,	Howard,	Oneal,
Chapman,	Jones,	Phillips,
Christy,	Julian,	Pittard,
Clarke,	Kenan,	Pruett,
Coleman,	Kimbrough of Har-Reid,	
Conley,	ris,	Roberts of Cherokee
Cook,	Kimbrough of Stew-	Schley,
Craft,	art,	Sherman,
Crittenden,	Kirby,	Smith of Coweta,
Cumbie,	Kitchens,	Sprayberry,
Curenton,	Lane,	Strickland,
Darden,	Lazenby,	Taliaferro,
Duncan,	Lee,	Terrell,
Edwards,	Lewis of Calhoun,	Walker of Clarke,
Fain of Fannin,	Lewis of Greene,	Walker of Henry,
Fannin,	Lewis of Hancock,	White,
Fincannon,	Luffman,	Wilkes,
Fuller,	Marshall,	Williams,
Fullmore,	Mattox,	Willis,
Griffith,	McAfee,	Wood,
Grovensteine,	McConnell,	Worley,
Hall,	McDaniel,	Wright,
Hardy,	McDonald,	
Harkness,	McEver,	

So the same was lost.

The House took up the report of the Judiciary Committee on the bill to be entitled an act for the relief and protection of certain persons therein named.

The same was favorable and was agreed to. The bill was read the third time and passed.

The House took up the report of said committee on the bill to be entitled an act to amend an act entitled an act to allow executors, administrators and guardians to resign their trusts on certain conditions, approved February 10th, 1854.

The report being favorable was agreed to. The bill was read the third time and passed.

The House took up the report of the same on the bill to be entitled an act to authorize plaintiffs at law when suing on promissory notes given for real estate, to set out the facts in the pleadings, and upon proof of the same to obtain judgment against said real estate, which judgment shall have a prior lien on said real estate to all other judgments of equal or prior date.

The same being adverse, was agreed to, and the bill therefore lost.

The House took up the report of the same committee on the bill to be entitled an act to alter and amend the Constitution of the State of Georgia so as to make the election of the members of the General Assembly annual.

The report being adverse, was disagreed to. The bill was read the third time, and on the question of its passage the yeas and nays were recorded.

There are yeas 44 [45]. There are nays 90.

Those who voted in the affirmative are Messrs:

Black,	Harkness,	Owens,
Boggess,	Hays,	Price,
Craft,	Hillyer,	Pruett,
Crittenden,	Lee,	Reid,
Daniel,	Luffman,	Sheffield,
Diamond,	McCants,	Sherman,
Embry,	McDaniel,	Smith of Talbot,
Fincannon,	McDonald,	Smith of Tatnall,
Findley,	McLean,	Smith of Towns,
Fortner,	McMillian,	Strickland,
Gay,	Mintz,	Taliaferro,
Graham,	Mizell,	Tomlinson,
Griffith,	Moore of Glynn,	Wall,
Hall,	Myers,	Williams,
Hardy,	Oncal,	Wright.

Those who voted in the negative are Messrs:

Awtry,	Gilbert,	McAfee,
Bailey,	Gordon,	McConnell,
Barrett,	Grovensteine,	McEver,

Barton,	Guy,	McGregor,
Battle,	Hardeman,	McWhorter,
Batts,	Hames,	Merchison,
Bell,	Harris of Cobb,	Milledge,
Bigham,	Harper,	Neal,
Brassell,	Hines,	Phillips,
Cannon,	Holden,	Pickett,
Carter,	Holliday,	Pittard,
Causey,	Holmes,	Roberts of Cherokee,
Chapman,	Hopkins,	Roberts of Scriven,
Christy,	Howard,	Schley,
Clarke,	Hughes,	Shelton,
Coleman,	Jones,	Smith of Coweta,
Conley,	Julian,	Spr. yberry,
Cook,	Kenan,	Strange,
Cumbie,	Kendall,	Taylor,
Curenton,	Kimbrough of Har-	Terrell,
Darden,	ris,	Walker of Clarke,
DeLamar,	Kimbrough of Stew-	Walker of Henry,
Duncan,	art,	Webster,
Everett,	Kirby	Westmoreland,
Fain of Fannin,	Kitchens,	White,
Fain of Union,	Lane,	Wilkes,
Fannin,	Lazenby,	Willis,
Faulk,	Lewis of Greene,	Wood,
Frederick,	Lewis of Hancock,	Worley,
Fuller,	Marshall,	Young.
Fullmore,	Mattox,	

The same not having received a two-thirds vote was lost.

Leave of absence was granted Mr. Irwin, for a few days, on special business.

The bill to be entitled an act to repeal all laws on the subject of usury and to provide for the enforcement of all contracts, over and above seven per cent., was made the special order for to-morrow.

The House took up the report of the Judiciary Committee on the bill to be entitled an act to exempt merchants, mechanics, physicians and other tradesmen from introducing their books in court to prove their accounts in certain cases therein named.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the Judiciary on the bill to be entitled an act to remove Justice Court jury trials, from one district to another, in certain cases therein named, in the counties of Catoosa and Whitfield.

The same was, on motion of Mr. Taliaferro, so amended as to strike out the county of Whitfield.

The report as amended was agreed to. The bill was read the third time and passed as amended.

The House took up the report of the committee aforesaid on the bill to be entitled an act to amend an act entitled an act to exempt from levy and sale, under execution, certain property therein mentioned, assented to December 11th, 1844,

The same was offered and received as a substitute for the bill to be entitled an act to amend the several laws now in force in this State exempting certain property therein enumerated from levy and sale.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of said committee on the bill to be entitled an act to relieve Eli Dellinger and Elizabeth Smith, of the county of Union, from the pains and penalties of bigamy or adultery, and for other purposes therein mentioned.

The same, which was favorable, was agreed to. The bill was read the third time and passed.

The Judiciary Committee, to whom was referred a bill to be entitled an act to authorize disposition of the net earnings of the Western and Atlantic Railroad to the reduction of the taxes of the people; and

A bill to be entitled an act to apply forty per cent. of the gross earnings of the Western and Atlantic Railroad to the payment of the State taxes, and for other purposes, reported as a substitute therefor,

A bill entitled an act to regulate the management of the Western and Atlantic Railroad, and for other purposes therein mentioned.

One hundred and sixty copies of the substitute reported were, on motion of Mr. Smith of Towns, ordered to be printed for the use of the House and said bills were postponed until to-morrow.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

A resolution in relation to the discrepancy in the original bill and enrolled act to explain an act entitled an act to incorporate a railroad company, to be called the Atlantic and Gulf Railroad Company

The Judiciary Committee reported the following resolution, which was taken up, read and agreed to, to wit:

Resolved, By the Senate and House of Representatives of the State of Georgia in General Assembly met: That His Excellency the Governor be and he is hereby requested to appoint Thomas R. R. Cobb, Linton Stephens and Samuel Barrett, Esqs., to examine and report to him upon the merits of a work of William M. Reese, Esq., of the county of Wilkes, to be used as a Manual for the use of Ordinarys, Executors, &c.; and if they report favorably upon the same,

the Governor be and he is hereby authorized to subscribe for five hundred copies of said work, to be paid for out of the contingent fund, provided the work can be had for not more than four dollars per copy; and that the Governor furnish one copy of said work to each Ordinary and Clerk of the Superior Court in this State.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bills:

A bill to be entitled an act to provide for the protection of forest trees in the county of Richmond, and to punish certain offences in violation thereof.

Also a bill to be entitled an act to incorporate the Richmond Gas Light Company of Augusta, and other Gas Light Companies, and to confer certain privileges on the same.

Also, a bill to be entitled an act to incorporate a bank in the city of Atlanta, Fulton county, Ga., to be called the City Bank of Atlanta.

The Judiciary Committee to whom was referred the report of the Joint Standing Committee, in relation to the powers of the present General Assembly, under the recent amendments of the Constitution, reported it back to the House with certain amendments.

Mr. Underwood offered as a substitute the following, which was adopted, viz:

Whereas, there are differences of opinions among the members of the present General Assembly of this State, as to the rights and powers thereof, under the amended Constitution of this State, with reference to annual sessions,

Be it therefore Resolved, By the General Assembly, That the present General Assembly adjourn and take a recess on the 12th day of this month (December,) until the first Wednesday in November, 1857, unless it is agreed by a vote of two-thirds of the members voting in both Houses of the General Assembly, taken by yeas and nays, to prolong the present sitting, and at the close of the present sitting on the 12th of December, 1858, or at any subsequent time the General Assembly will adjourn and take a recess until the first Wednesday in November, 1858.

On motion of Mr. Gordon, the following resolution of the Senate was taken up and read, to wit:

Resolved, That this session of the Legislature be prolonged till the 22d day of December instant.

Upon the question of agreeing to the same, the yeas and nays were required to be recorded.

There are yeas 109, nays 32.

Those who voted in the affirmative are Messrs:

Awtry,
Bailey,

Gordon,
Griffith,

McGregor,
McMillian,

Barrett,	Grovensteine,	McWhorter,
Barton,	Guy,	Milledge,
Batts,	Hardy,	Mintz,
Black,	Hames,	Moore of Glynn,
Boggess,	Harkness,	Myers,
Brassell,	Harris of Cobb,	Neal,
Cannon,	Harper,	Oneal,
Carter,	Hays,	Owens,
Causey,	Hillyer,	Phillips,
Christy,	Hines,	Pickett,
Clarke,	Holden,	Pittard,
Coleman,	Holliday,	Price,
Conley,	Hopkins,	Pruett,
Cook,	Howard,	Reid,
Craft,	Hughes,	Roberts of Cherokee,
Crittenden,	Jones,	Schley,
Cumbie,	Julian,	Shelton,
Curenton,	Kenan,	Smith of Coweta,
Daniel,	Kendall,	Smith, of Talbot,
Darden,	Kimbrough of Stew-	Smith of Towns,
Davis,	art,	Strange,
DeLamar,	Kirby,	Taliaferro,
Diamond,	Kitchens,	Taylor,
Duncan,	Lane,	Terrell,
Embry,	Lee,	Tomlinson,
Everett,	Lewis of Calhoun,	Walker of Clarke,
Fain of Fannin,	Lewis of Greene,	Webster,
Fain of Union,	Lewis of Hancock,	Westmoreland.
Faulk,	Luffman,	White,
Fincannon,	Marshall,	Wilkes,
Findley,	McAfee,	Willis,
Fortner,	McCants,	Wood,
Frederick,	McConnell,	Worley,
Fullmore,	McDonald,	Wright,
Gay,	McEver,	Young.

Those who voted in the negative, are Messrs :

Battle,	Hardeman,	Mizell,
Bell,	Kimbrough of Har-	Sheffield,
Bigham,	ris,	Sherman,
Chapman,	Lazenby,	Smith of Tattnall,
Fannin,	Mattox,	Sprayberry,
Fuller,	McDaniel,	Strickland,
Graham,	McLean,	Walker of Henry,
Hall,	Merchison,	Wall.

So the same was concurred in by a vote of two-thirds, and the Clerk directed to transmit the same, with the resolution of the House on the same subject, to the Senate without delay.

The following message was received from his Excellency the Governor, through Mr. McComb, his Secretary :

Mr. Speaker :—I am directed by his Excellency, the Governor, to transmit to this branch of the General Assembly, a communication in writing.

On motion of Mr. Gordon, the same was taken up, and read, viz :

EXECUTIVE DEPARTMENT, }
Milledgeville, Georgia, December 8th, 1857. }

To the General Assembly of the State of Georgia :

The attention of this department is frequently called to the claims of citizens of this State, in their own right and for services rendered by their fathers during the revolution, as well as for services in the last war with Great Britain, and in our various Indian wars. Georgia too has claims upon the Federal Government for monies advanced on account of the United States, when at war with foreign foes, or during her Indian difficulties, as well as for the property of her citizens, destroyed during those wars. Pay Rolls and other evidences are of file in this department, that show the following facts :

From 1779 to 1800, these rolls show payments amounting to	\$31,000 00
From 1800 to 1814, payments for	6,201 00
From 1814 to 1817. “ about	12,000 00

This last amount is due upon the rolls of Lieut. Col. Adams, who commanded in the expedition against the Oakfuskee Indians, embracing a period of thirty days. The number of men engaged in this service were about five hundred, all of whom are entitled to bounty land, so soon as the United States reimburses the State of Georgia her expenditure in that expedition.

From 1827 to 1840, payments were made by Georgia, amounting to \$33,000 00, and under an act of the last Legislature, payments have been made to several companies in the Cherokee service, amounting to \$7,459 32.

In addition to the foregoing, payment was made by Georgia to the command of Maj. General John Clarke, ordered to Savannah, on the 30th January, 1815, which, if the United States has refunded to Georgia, no evidence of that fact, that would entitle the soldiers in that expedition to bounty land, can be found in this department. It is not alleged that Georgia has been refunded no part of these sums advanced by her, but still, it is believed, that a large amount is still due to her on the claims referred to, as well as on others not specified in this communication. In addition to the cases of Col. Adams and General Clarke, referred to in the foregoing, a

number of our citizens are entitled to receive from the United States land warrants on account of military services, the evidences of which, at various periods, have been transmitted to the War or other departments of the Federal Government, and as many of these evidences cannot be reached save by the application of the State of Georgia, to be reimbursed her expenditures, wherever they have been made, I deem it proper that this should be done, in order that the State, as well as its citizens who are interested in them, may have justice. A difficulty, however, has always presented itself in the prosecution of these claims against the United States, to both the State and individuals, to wit: in the fact before stated, that Georgia had long since and at different periods, parted with the evidence of payment made by her, and of service on the part of her citizens. And second, that without an increase of the clerical force in this department, it was and is impossible, its current business receiving the attention it required, and does require, for its Secretaries to examine into and collect from its numerous files, evidence in each individual case presented, or evidence to sustain the State in her just claims against the United States.

Fortunately, however, through the enterprise, perseverance and industry of B. B. DeGraffenried, Esq., late a Secretary in this department, all the evidence of file here as well as the mass of papers in the basement rooms of the Capitol, has been carefully collected and transcribed in a book. Rolls in this way have been recovered in a mutilated condition, which otherwise would have mouldered and decayed, upon which several thousand dollars have been found due to the State.

This, with Mr. DeGraffenried, has been the work of years, in which he was assisted by others, and to accomplish which he has incurred considerable expense. To this department, this book is absolutely necessary, if the State is to continue demanding the return by the Federal Government, of monies expended by her on account of the United States, or if our citizens still entitled to, are to receive their bounty land. I would therefore respectfully recommend that the General Assembly take such action in reference to this book of Mr. DeGraffenried, as to secure it for the use of the State, and that they do also, by Legislative enactment, constitute it a book of record, to be used and referred to as such, in this department.

I would also respectfully suggest the adoption of a joint resolution by the General Assembly, directing our Senators and requesting our Representatives in Congress, to give such agent at Washington as may be entrusted with the prosecution of the claims of this State against the Federal Government, all the aid within their power in bringing them to a speedy settlement.

A tardy assent to a just demand is a denial of it in many

cases, as the expense incurred equals the amount demanded or received.

JOSEPH E. BROWN.

Mr. Kenan from the committee on the Judiciary reported in lieu of the original bill, the following substitute, to wit:

A bill to be entitled an act to regulate the management of the Western and Atlantic Railroad, and for other purposes therein mentioned, which, on motion, was made the special order for monday 14th December, 1857.

The House took up the report of the committee on New Counties, on the bill to be entitled an act to lay off and organize a new county out of the counties of Washington, Laurens and Emmanuel to be called Johnson county, to attach the same to the middle Judicial district, and the first Congressional district, and the second brigade and first division Georgia Militia, and for other purposes.

The report being adverse; upon the question of agreeing to the same, Mr. Strange required the yeas and nays to be recorded.

There are yeas 62, nays 64.

Those who voted in the affirmative are Messrs :

Awtry,	Hardy,	McMillian,
Bailey,	Hames,	McWhorter,
Barrett,	Harkness,	Mintz,
Battle,	Harris of Cobb,	Myers,
Batts,	Harper,	Oneal,
Bell,	Holmes,	Phillips,
Black,	Hopkins,	Pittard,
Causey,	Howard,	Roberts of Cherokee,
Clarke,	Jones,	Sherman,
Craft,	Kenan,	Smith of Talbot,
Curenton,	Kendall,	Smith of Tatnall,
Darden,	Kimbrough of Stew-	Strickland,
DeLamar,	art,	Terrell,
Everett,	Kirby,	Walker of Clarke,
Fannin,	Lane,	White,
Faulk,	Lewis of Greene,	Wilkes,
Frederick,	Luffman,	Williams,
Fullmore,	McCants,	Willis,
Griffith,	McConnell,	Worley,
Hall,	McDaniel,	Wright,
Hardeman,	McEver,	Young.

Those who voted in the negative are Messrs :

Barton,	Gordon,	Moore of Glynn,
Bigham,	Grovensteine,	Neal,
Boggess,	Guy,	Owens,
Brassell,	Hays,	Pickett,
Cannon,	Hillyer,	Price,
Carter,	Hines,	Pruett,

Chapman,	Holden,	Schley,
Christy,	Holliday,	Sheffield,
Coleman,	Hughes,	Shelton,
Conley,	Julian,	Smith of Coweta,
Crittenden,	Kimbrough of Harris	Smith of Towns,
Cumbie,	Kitchens,	Sprayberry,
Davis,	Lazenby,	Strange,
Diamond,	Lee,	Taliaferro,
Duncan,	Lewis of Calhoun,	Taylor,
Embry,	Lewis of Hancock,	Tomlinson,
Fain, of Fannin,	Mattox,	Wall,
Fain of Union,	McAfee,	Webster,
Fincannon,	McDonald,	Westmoreland,
Findley,	McGregor,	Wood.
Fortner,	Merchison,	
Fuller,	Mizell,	

So the same was not agreed to.

The hour of one having arrived, the House adjourned until 2 1-2, o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, to wit:

The report of the committee on the bill to be entitled an act to lay out a new county from the counties of Laurens, Washington and Emmanuel.

The same was amended and agreed to. The bill was read the third time, and on its passage, the yeas and nays were required to be recorded.

There are yeas 83, [87] nays 31 [29.]

Those who voted in the affirmative are Messrs:

Bailey,	Grovensteine,	McLéan,
Batts,	Guy,	McMillian,
Bell,	Hall,	Merchison,
Bogges,	Hardy,	Milledge,
Cannon,	Harkness,	Mizell
Carter,	Harper,	Moore of Glynn,
Chapman,	Harrison,	Neil,
Christy,	Hines,	Oneal,
Coleman,	Holden,	Owens,
Conley,	Holliday,	Pickett,
Craft,	Holmes,	Price,
Crittenden,	Jones,	Pruett,
Cumbie,	Julian,	Roberts of Cherokee,
Davis,	Kenan,	Roberts of Scriven,
DeLamar,	Kimbrough of Harris	Sheffield,

Diamond,	Kimbrough of	Shelton,
Duncan,	Stewart,	Smith of Coweta,
Edwards,	Kirby,	Smith of Tattnall,
Embry,	Kitchens,	Smith of Towns,
Everett,	Lazenby,	Strange,
Fain of Union.	Lee,	Taliaferro,
Faulk,	Lewis of Hancock,	Taylor,
Fincannon,	Marshall,	Wall,
Findley,	Mattox,	Westmoreland,
Fortner,	McAfee,	Wood,
Fullmore,	McConnell,	Worley,
Gay,	McDaniel,	Wright,
Gilbert,	McDonald,	Young.
Gordon,	McEver,	
Graham,	McGregor,	

Those who voted in the negative are Messrs:

Barrett,	Hames,	Reid,
Barton,	Hillyer,	Sherman,
Battle,	Hopkins,	Smith of Talbot,
Clarke,	Howard,	Strickland,
Curenton,	Kendall,	Terrell,
Darden,	Lane,	Walker of Clarke,
Fannin,	Lewis of Greene,	Walker of Henry,
Frederick,	McWhorter,	White,
Griffith,	Phillips,	Williams,
Hardeman,	Pittard,	

So the bill was passed, and the Clerk directed to transmit the same to the Senate without delay.

The House took up the report of the committee on the bill to be entitled an act to lay out and organize a new county from the county of Carroll, and portions of the counties of Campbell and Palding.

The same was amended by striking out the county of Campbell.

Mr. McEver moved to amend further by striking out the county of Palding.

On this motion, Mr. Boggess required the yeas and nays to be recorded.

There are yeas 84, nays 23.

Those who voted in the affirmative are Messrs:

Awtry,	Hames,	Milledge,
Bailey,	Harkness,	Mizell,
Barrett,	Harris of Cobb,	Moore of Glynn,
Barton,	Harper,	Myers,
Battle,	Harrison,	Oneal,
Bell,	Hays,	Owens,
Bigham,	Hillyer,	Pickett,
Carter,	Holden,	Pittard,
Christy,	Holliday,	Price,

Clark,	Holmes,	Roberts of Cherokee,
Coleman,	Hopkins,	Schley,
Craft,	Howard,	Sheffield,
Curenton,	Julian,	Shelton,
Darden,	Kenan,	Sherman,
DeLamar,	Kimbrough of Har-	Smith, of Coweta,
Diamond,	ris,	Smith of Talbot,
Everett,	Kimbrough of Stew-	Smith of Tatnall,
Fannin,	art,	Strickland,
Faulk,	Kirby,	Taliaferro,
Fincannon,	Lane,	Tomlinson,
Findley,	Lazenby,	Walker of Clarke,
Frederick,	Lewis of Green,	Walker of Henry,
Fuller,	Lewis of Hancock,	Wall,
Fullmore,	Little,	White,
Gay,	Luffman,	Wilkes,
Gilbert,	Mattox,	Williams,
Gordon,	McAfee,	Willis,
Griffith,	McCants,	Wimberly,
Grovensteine,	McCounell,	Wood,
Guy,	McDaniel,	Worley,
Hall,	McDonald,	Wright,
Hardy,	McEver,	Young.
Hardeman,	McWhorter,	

Those who voted in the negative are Messrs :

Bogges,	Embry,	Neal,
Brassell,	Fain of Union,	Pruett,
Cannon,	Graham,	Sprayberry,
Cook,	Kitchens,	Strange,
Cumbie,	Lee,	Westmoreland.
Davis,	Lewis of Calhoun,	
Duncan,	Merchison,	

So the same prevailed.

On motion of Mr. Bogges the bill and amendments were laid on the table for the remainder of the session.

On motion of Mr. Strickland the report offered by Mr. Smith, of Towns, from the Joint Standing Committee on the Penitentiary, was ordered to be placed upon the journals.

Also, on motion of Mr. Harrison, the reports of each of the standing committees were ordered to be placed on the Journals.

REPORT

Of Joint Standing Committee on Penitentiary.

The committee to whom was referred the report of the Principal Keeper of the Penitentiary and all matters pertain-

ing to the condition and interest of that institution have had the same under consideration, and after a careful examination of its operations together with the facts disclosed from an investigation of its operations during the forty-one years of its existence, respectfully submit the following Report:

Through sub-committees appointed to examine the condition of the institution and the operation of the various branches of business connected therewith we find the statements and exhibits of the Principal Keeper in his printed report substanti ally correct, and therefore deem it unnecessary to recapitulate the statements and exhibits therein contained.

We are gratified to state that the various officers of the institution have discharged their respective duties in a manner highly commendable, giving indubitable proof of capacity and fidelity commensurate with the important interests to them confided.

With the exception of the car shop and cell buildings we find the walls and other buildings in a lamentable state of dilapidation.

The enclosure is too contracted and the buildings are too small to employ more than ninety of the one hundred and sixty-four convicts therein confined. Hence your committee regret that they can report favorably of no feature of an institution which an experience of forty-one years has clearly demonstrated to be wholly inadequate to the accomplishment of the great objects for which it was created.

Over \$400,000 having already been appropriated for the support of the institution, averaging about \$11,000 annually since its creation, proves clearly that under the skillful management of experienced officers, its utter inability ever to become self-sustaining at its present location. Hence, these enormous and constant drafts on the State Treasury have suggested to many men the propriety of its entire abolition. This course however, involving many innovations upon our present system of punishment, of doubtful expediency; the expenditure of large sums in remodeling our whole Penal Code, the turning loose of its inmates, dangerous to the peace and safety of society, and resulting probably in a fearful augmentation of crime and demoralization. Therefore your committee cannot recommend the adoption of this policy. Thus discarding the policy of its abolition, and believing that the penitentiary system can be so remodeled and perfected as to subserve the great end of its creation, to-wit:

1st. The prevention of crime.

2d. The reformation of the convicts.

3d. Rendering the system self-sustaining by convict labor.

To accomplish these wise and philanthropic objects it is indispensably necessary that they be combined and kept constantly in view.

The prevention of crime not being affected so much by the

severity as by the absolute certainty of punishment, it becomes an object of paramount importance to erect such walls as will forever preclude the possibility and hope of escaping the penalty of outraged law.

Man being eminently social in his nature and his character being moulded by his habits and constant association, he is therefore perhaps never reformed by his intimacy with the most vile and abandoned of his race. Hence it becomes necessary to classify the convicts in an institution like ours, according to the grade of their crimes, and with regard to their respective habits and demeanor.

Every dictate of humanity and State policy demands that a proper classification of convicts be made according to the moral turpitude of their crimes. The ardent, inexperienced and erring youth should not be brought in constant association with the abandoned and incorrigible villain for whom there is no hope of reformation, and thereby forever extinguish the only noble and redeeming traits of character he may possess, and which, if properly nurtured and developed might make him useful to the State, and an ornament to society.

The commission of crime by the young not being generally the result of a vicious and abandoned nature, but of the impetuosity of passion and the exuberance of courage; justice and philanthropy, alike dictate that the State should so use her power as to eradicate and extinguish the vices of the unfortunate culprit, and again reanimate and relume the fires of virtuous manhood in his regenerated soul.

Experience has proved that all efforts at reformation, the most important functions of the institutions, have and must ever prove abortive without proper classification.

To render the institution self-sustaining, the following essentials should be observed and incorporated in its organizations, to-wit:

1st. The enclosure should be sufficiently large and commodious to give ample scope and facility for the proper employment of all the convicts.

2d. The walls and buildings should be constructed of the most indstructible and fire-proof material which would obviate the necessity of large and constant appropriations for rebuilding and repairs.

3d. Its location should be healthful and salubrious, which, while it promoted the comfort of the convicts would obviate, as far as practicable, the expense of medical attendance, and the loss of their time and labor to the State.

4th. Due regard should be had in its location to the present and prospective abundance and cheapness of supplies of provisions and materials proper for the subsistence and constant employment of all the operatives. Also to the

cheapness and facilities of the transportation of manufactured articles to proper and remunerative markets.

Have these laudable objects been accomplished? Has crime diminished in our beloved State? Has punishment been rendered certain? Has the regenerating and ennobling light of reformation ever dawned upon any considerable number of our vice-doomed inmates of our loathsome State Prisons. Has the institution sustained itself without levying an enormous annual tax upon the honest industry of our State? These are grave questions. Does not the whole history and operation of the institution, in thunder tones answer "no."

Is it within the province and power of wise legislation to remedy these glaring evils, and render this institution what the demands of justice, State policy, and patriotism require? In the opinion of your committee, it is by adopting and carrying out the suggestion contained in the following report of the committee on location appoint by the Legislature of 1855, which fully endorsing, we beg leave to submit as a part and parcel of this report.

The committee to whom was assigned the duty of examining various points on the Georgia and the Western and Atlantic railroads, designated as suitable localities for the erection of a State Prison, having discharged that duty, respectfully submit the following report :

Your committee are of the opinion, from a careful investigation and examination, that from the inadequacy of water for tanning purposes and the difficulty and expense for quarrying and dressing a very inferior and unmarketable article of granite, that Little Stone Mountain would not subserve the controlling object or purposes contemplated by removal of the Penitentiary, and are therefore constrained to report unfavorably on this location.

Your committee also examined the lime and marble quarry near Kingston, where we were treated with much politeness by the urbane and gentlemanly proprietor, who had the kindness to explain and illustrate many interesting facts and circumstances connected with this very valuable property. Your committee however regret to say they do not consider the lime burning an appropriate or lucrative business for convict labor, however advantageous it might and could be made for corporate or private investment and enterprise.

We are pleased to say that our investigations at Stone Mountain (proper) were attended with much more gratifying and satisfactory results, and refraining from any attempt at a graphic description of this magnificent natural phenomenon, we proceed to examine some of the many advantages to be derived from locating the Penitentiary at this point.

The unparalleled facility of procuring the best and most durable building material, and hence the comparatively in-

significant cost of erecting substantial fire-proof walls and cell buildings, constitute a very important and peculiar feature of this location. On the western base of the mountain, near the old Hotel, an excellent situation may be selected for the erection of the walls, cells and shops, and where with little excavation the cell building and much of the outer wall may stand and rest on a solid and everlasting foundation of granite, setting at defiance all attempts at escape by sapping or mining.

Estimates made by your committee, examined and endorsed by competent and practical masons, show that the entire cost of enclosing an arena of five acres with a coarse unhewn granite wall two feet thick and twenty feet high, and of erecting the walls of cell buildings thirty-one by four hundred and sixteen feet, containing two-hundred and fifty-two cells five by eight feet, and affording the requisite number of passages, &c., would not exceed at regular rates, twenty-six thousand dollars. Your committee would recommend the entire floor of cells to be made of unhewn stone extending across and built up with the wall, and plastered with hydraulic or the appropriate cement, that the cells be secured with substantial iron door shutters, also that the roof be constructed of stone with a slight declination, and coated with mastic which should be impervious to water, and at the same time render the building perfectly fire-proof. These additional items would swell the estimates and make the aggregate cost of walls and cells from thirty-eight to forty-thousand dollars. Compare this sum with the enormous cost of the present contracted cell building alone, and you will be forcibly struck with the superior eligibility of Stone Mountain as a location over the present.

The convicts under the direction and supervision of an experienced and practical Architect may be made to perform and execute almost the entire work of erecting and completing the walls and cell buildings, and thus save the State a large proportion of the above specified sum, which would otherwise pass into the hands of contractors. And as the brilliant and sunlit career of the persevering Architect of his own fortune excites our admiration and stimulates to deeds of virtuous emulation, so, would not the dark, self-imposed fate of the convict, who under the stern mandate of outraged law, is made to carve out their own dark and gloomy cell, have a tendency to deter others from a violation of that law, whose just retribution dooms him to speechless, ceaseless toil by day, and the companionship alone of his own dark repentant thoughts by night.

Nor would the profitable labor of the convict cease with the completion of these solid walls and tomb-like cells, which are to exclude them from all participation in the busy scenes in the outer world. Your committee are of opinion from well

established data, that any and all branches of the mechanic arts may from the great cheapness of all materials and provisions, and the additional facilities of transportation to ready and remunerative markets, be far more extensively and advantageously carried on here than at the present location. We are also of opinion from many facts gleaned from practical business men, that other branches of business may be substituted for many of those now carried on in the Institution with decided profit and advantage to the State. To illustrate, quarrying and dressing stone constitutes no part and tanning but a small portion of the present system of convict labor. Stone contractors give hands of but few months experience from two and a half to three dollars per day to quarry and dress granite, which they afterwards ship and sell at Augusta, Columbus, Alabama, and even Florida, at handsome and remunerative profits. But lest those statements be thought visionary, we glance briefly at the well ascertained facts derived from those having experience in this branch of business. One hand will quarry two perches or fifty cubic feet of granite per day; can cut or dress from eight to ten feet per day superficial measure, say eight and one-third feet, it would then require twenty-four days labor to dress fifty cubic feet of stone which would be equal to two hundred superficial feet, worth in Augusta from sixty to seventy-five cents per superficial foot, say sixty cents, the lowest estimate, and this two hundred feet of granite will command in Augusta, one hundred and twenty dollars, from which deduct freight equal to one hundred and sixty-five pounds per cubic foot at one dollar and twenty-five cents per thousand, usual rate of freight on stone, and we have left as the product of twenty-five days labor, one hundred and nine dollars and seventy-five cents, which multiplied by three hundred, the supposed number of days worked by each of the twenty-five hands and we have thirty-two thousand, nine hundred and twenty-five dollars derived from the granite business per annum. Triple this number of operatives, and you will realize from their labor, ninety-eight thousand seven hundred and seventy-five dollars. An amount more than sufficient to maintain in perfect idleness the remaining one hundred and five or ten prisoners and pay every salaried officer and contingent expense of the institution. Startling as these statements may seem, they are legitimate deductions from the premises, and are fully corroborated by the prices paid operatives in granite, if the profits realised from its shipment and sale justify these estimates and expectations, and in the opinion of your committee it will. A large amount of granite is now being furnished from this inexhaustible quarry, besides the heavy importations of this article from the Northern States; the acknowledged superiority and durability of granite over all other building material, will create a demand for it, commensur-

ate with the wants of our rapidly improving wealth and increasing population.

Then why may not Georgia with this unavoidable convict labor at her command, monopolise this partially developed branch of business, and make it not only self-sustaining to an institution rendered absolutely necessary for the protection of her citizens and the general good of society, but a source of revenue to the State.

May not Georgia with justice exact from her idle, vicious and turbulent, the same tribute she receives from her enterprising, virtuous and law-abiding citizens? But it may be asked, will there be demand for this article. Even deduct fifty per cent. on these estimates and it will be a highly lucrative business. One peculiarity of this quarry consists in the succession of strata varying in thickness of from two inches to six feet, and their susceptibility of being easily split in straight square blocks of from twenty to thirty feet in length, and of any desired width and selected thickness. And the facility of transportation from the quarry to the enclosed stone yard, from thence three-quarters of a mile by easy railroad grade to the Georgia railroad, where either end of the road waits your selection or the demand of market. We do not wish to be understood, however, as advising the abandonment of all other branches of business, but on the contrary to so locate this institution as to foster and facilitate every branch of business that experience has proved remunerative. This tract of land affords a considerable quantity of pine, oak, popular and other timber, an excellent water power for converting it into the various kinds of plank and lumber to suit the wants and demands of the institution, and when the supply is exhausted or proves inadequate, the demand for oak, pine and poplar will readily be supplied by adjacent mills at from nine to ten dollars per thousand. Thus saving the institution from fifty to three hundred per cent in the purchase of these articles, over the regular rates given at the present location. The salutary effect of this diminution in the cost of material on every branch of business carried on in the institution, is too obvious to require further argument. The shoe and harness is considered to be the most profitable branch of business now carried on in the institution, that too under the manifest disadvantage of working the stock of northern and western tanners; thus sacrificing the entire profit derived from the tanning business, conceded to be more than equal to that of manufacturing the stock into shoes, boots and harness. This circumstance must continue to cripple the operation and embarrass the finance of the institution until this suicidal system is changed. The institution should be so situated as to at least manufacture all the leather worked by the convicts, and this location affords every facility for effecting this important object. The land con-

nected with this property abounds in oak timber, which will yield for years to come an abundant supply of tan-bark, and when exhausted may be bought in any requisite quantity at from two and a half to three dollars per cord, one hundred per cent. less than the present rates paid.

If a constant and sufficient stream of water for tanning purposes cannot be thrown within the enclosure (of which apprehension is entertained) the difficulty may be easily obviated and a full supply procured by the use of a forcing pump or hydraulic ram.

This property consists of about twenty-three hundred acres of land, including almost the entire Stone Mountain, and several farms, which your committee are credibly informed can be readily cashed at from twelve to fifteen thousand dollars, and about one-hundred unimproved town lots within the corporation, estimated at from fifty to one hundred dollars per lot. Also four well improved town lots, valued at four thousand dollars ; a part or all of which might be sold without material injury to the location.

Your committee however, in the event of a purchase of said property, recommend that the improved town lots be retained as dwelling, store-house and depots, and the remaining unimproved town lots, and a large portion of the farming land now in cultivation, be sold off at such a time and on such terms as his Excellency may think most conducive to the interest of the State.

For further information your committee would respectfully refer to the accompanying plat and description of said property. Also the written proposition of the executors of the estate of W. B. W Dent, deceased. And as this location combines many advantages and facilities not found at any other locality examined by your committee, we unhesitatingly recommend its purchase at thousand dollars.

And when a perfect and complete title can be made, we recommend his Excellency the Governor to detail such number of convicts under the direction and supervision of the principal keeper and such principal Architect as he may appoint for the prosecution and completion of said State Prison.

All of which is respectfully submitted.

S. J. SMITH, *Chairman.*

We also submit a carefully prepared estimate of the cost of provisions and material at this place and at Stone Mountain, showing the advantage which the latter location possesses over the former, to-wit :

Estimated Cost of Material and Provisions for Georgia Penitentiary.

	<i>Milledgeville.</i>	<i>S. Mountain.</i>	<i>Difference.</i>
61,614 lbs. Pork,	8 a 8½c 5,101 72	7½ 4,621 05	480 69
2500 bushels corn,	75 1,875 00	50 1 250 00	625 00
12,000 lbs. fodder,	1c 120 00	½c 90 00	30 00
400 cords tan bark,	\$6 2,400 00	\$3 1,200 00	1,200 00
8,000 bushels coal,	7c 560 00	4c 320 00	240 00
1,000 cords wood,	\$3 3,000 00	\$150 1,500 00	1,500 00
LUMBER.			
Pine, \$15 pr. M. Oak \$25 per M.			
Poplar, Ash and Gum \$30 pr. M.	40,000 00	\$10 24,444 00	15,556 00
			<hr/> 19,631 69

All of which is respectfully submitted.

J. S. GHOLSTON, *Chairman,*
Committee of the Senate.

HENRY FAULK, *Chairman,*
Committee of the House.

REPORT

Of the Committee on Agriculture and Internal Improvements in the House of Representatives, on the subject of State Aid to Railroads.

The Committee beg leave to report, that State aid to improvements needed by the people is no new thing. In the early years of Georgia, and indeed until very recently, aid to such improvements has been given by direct appropriations from the Treasury, and direct ownership on the part of the State of the property acquired. Such was the mode of aid by the State in the construction of its great work, the Western and Atlantic Railroad, such was the aid to the Milledgeville and Gordon Road, such was the aid by the recent General Assembly to the Atlantic and Gulf Railroad, and such was the mode of aid by the State of New York in the construction of her great Canal; in all of which cases the State has no security against loss, except the amount of property therein acquired. But the railroad, the great modern motor, by its peculiar advantages, even over the canal, has opened the way for a new and far more safe and secure mode of aid on the part of the State. All great works of internal improvement require, in their process of construction, material aid from beyond their immediate vicinity. Railroads, the greatest of all improvements for intercommunication, and from their peculiar characteristics, command a large amount of private capital, and present to the State all the

advantages of sharp-sighted management that can arise from private interest and economy. The principles of this mode of aid are contained in a few words. In sections where the great improvement is needed and the investment will pay, the people are found willing to do all in their power towards its construction, and on a certain amount being done they ask the State to step in and lend them her credit upon a mortgage of their entire investment, as security to the State against loss. This gives the State a double security over the former mode.

This mode of aid has been adopted by a large number of States, and under it our immediate neighbor, the State of Tennessee, has started from nothing in the way of improvements, and in less than seven years done almost as much as Georgia has done in twenty, and under its influence is rapidly placing herself in position to claim and wrest from Georgia the rich rewards, which our early enterprise and our geographical position entitle us to retain. Through it and by the co-operation of South Carolina on the one hand, and Alabama on the other, Georgia's claims and interest are in imminent danger of being irreparably weakened, and it is confidently believed that these interests can only be protected on the part of Georgia and her onward progress secured, by the co-operation of her government with her people on the principle, which has done and is doing so much in these rival States.

The people, single handed, and, we might add, in small companies, are unable to carry through these great works. To prove this, we need not go beyond the limits and experience of Georgia. The first railroads undertaken in Georgia were the Central Railroad and the Georgia Railroad, each in the year 1835. In 1836, the Legislature took steps to secure the construction of the great State work, the Western and Atlantic Railroad, which was emphatically a great aid and encouragement to the construction of the two former roads. It was undertaken on the grounds of extending those two lines from Augusta and Savannah westward, and was therefore a great measure and a heavy expenditure on the part of the State, to aid and encourage these two lines of railroad. It was probably the most efficient aid that could have been extended to those roads at that time, and without which neither would have been completed as they now stand. The Western and Atlantic Railroad is still a part of those lines, conferring on them a large portion of their profits. Nor is this all the aid and encouragement extended to them. At the beginning the State conferred on the Georgia Railroad and on the Central Railroad *banking* privileges. This afforded to each company a large amount of aid in the construction of their roads, and has proven to be a source of very large profit, and equal probably to \$1,500,000 to each

Company, or \$3,000,000 jointly, which added to \$5,000,000 the cost of the Western and Atlantic Railroad, makes an amount of State aid to those two lines of road equal to 8,000,000 of dollars. Take what view we please of it, it must be looked upon in this light.

No railroad in Georgia has been built without aid and means from beyond that found along its line. The two companies to which we have referred, made rich and powerful by the munificence and liberality of the State, have each stepped forward to aid tributary roads. The Georgia Railroad and Banking Company furnished a large portion of the capital to construct the Atlanta and LaGrange Road, and now own a large portion of its stock. The Central Railroad and Banking Company furnished a large portion of the capital to construct the Southwestern and Muscogee Roads, and now own a large portion of their stock. All other roads constructed in Georgia have received aid from abroad. In no case along the line have the people been able to build a good railroad from their own means, and without extraneous aid.

Here, and at this point, arises an important question. Shall the undeveloped resources and the destitute sections of the State remain destitute of railroads and deprived of their great benefits, except in such cases as it may suit the interests and notions of these two great corporations to direct them to be built? We have nothing to say disparagingly of these two corporations, wielding, as they do, a capital of some \$7,000,000 each, and a joint capital of \$14,000,000, and whose gross revenues are five times greater than the revenue of the State. But the question arises, and it is an important one—Shall the State aid and encourage the construction of other roads in destitute sections and on important routes, and thereby build up other important and independent interests? Or shall she leave all to be done that may be done and all to be controlled and directed by these two already powerful corporations? The question, we repeat, is an important one to the State and the people of Georgia, and must impress itself upon the mind of every man.

This plan of State aid, in the language of his Excellency, Gov. Brown, as well as the language of Gov. Johnson two years ago, is one in which the "State is amply secured beyond the possibility of a doubt. It is safe, because before the stockholders or any company can avail themselves of its benefits they have to invest a large amount of private capital. Their road must be fully graded and the timbers prepared from their own means, which, as a general thing, including the culverts and bridging, is more than one half of the cost of the road. All this, together with the iron, equipments and franchises belonging to the company, are mortgaged to the State for the prompt payment of the bonds.

The security is equal to any that satisfy the demands of a Shylock. The benefit that such aid is to a railroad company is, that it enables the company in borrowing money, as all railroad companies have to do to buy their iron, to be protected from the avarice and extortions of the money changers. In other words, they require the means of obtaining money at cheap rates, or low interest, which, to a corporation that requires the endorsement of bonds to the amount of one million of dollars, would be equal to the saving of twenty-five thousand dollars per annum, and allowing the bonds to run twenty years, would save to the State and to the people of Georgia five hundred thousand dollars.

On this plan of aid, as we remarked before, the State has no hand in the management of the affairs of the company. But all is left to the sharp-sighted economy of private interest and private responsibility. All is in the hands of parties who must loose all before the State is called on for a dollar, and to cut off all possibility of fraud, or collusion on the part of the company, the bill we shall report prohibits all future ownership in the road by its then present or previous stockholders, in case the property should ever fall into the hands of the State and be sold. While the Tennessee plan of aid, which embraces the principles contained in this bill, and is a great improvement on the plan of State aid, we propose to improve somewhat upon it. In Tennessee, the law was a general one, and extended the State credit to all railroad companies which might comply with the conditions it contained. We propose to make our law specific, and for specific railroads only, and to ask the credit of the State only to the amount of \$7,000 per mile. Tennessee issues her own bonds and loans them to the company, taking a mortgage on the property of the company. We propose for the company to issue its bonds, the State to endorse them, making thereby the company the principal in the bonds, and its entire property liable to seizure before the State can be called on for one dollar.

The bill we report contemplates the endorsement of bonds for several railroads of great importance to the State, amounting in all to about 400 miles in length, and will require the credit of the State to the amount of \$3,000,000. We beg leave to call attention to the locality and claims of these roads.

First. The Georgia Air Line Railroad, to extend from the young and thriving city of Atlanta, in a northeasterly direction to the State line, a distance of a hundred and fifteen miles, projected to comprise a part of a great through railroad route between New Orleans and New York, on the Atlantic slope of the Blue Ridge and Alleghany Mountains, and a part of the only railroad route on the Atlantic slope of the mountains, that can successfully compete with the

Tennessee and Virginia Railroad route, now nearly completed, and the only route by which the great Southern and Northern mail, and a vast current of travel and traffic, with its ever enlarging and increasing benefits, can be kept within the limits of Georgia.

Another road of perhaps still more importance, is the Macon and Brunswick Road, which is designed to connect the entire up-country of Georgia, as well as other States, with the best seaport in the South—a seaport which has already been selected by the general government for the establishment of a navy yard, and is eminently calculated to add greatly to the wealth, power and importance of Georgia. No Georgian can, for a moment, fail to see the importance of a speedy and direct communication between this port and the railroad system of the South. If the South is ever to enjoy the benefits of a direct European trade, with its millions of accumulating wealth, this port is well, and perhaps the only one, adapted to secure it. *Hence the incalculable importance of this road.*

Another road of importance is the Savannah, Griffin and North Alabama Railroad, or some road from the vicinity of Griffin, Newnan and Atlanta running in a western direction through the county of Carrol into Alabama.

This we regard as an enterprise worthy the aid and encouragement of the State.

Another road of importance is a road from some point on the Western and Atlantic Road through Gilmer and other counties to the Ducktown Copper Mines. It is well calculated to develop the great agricultural and mineral resources of our State and add greatly to the business of existing railroads.

All these Roads extend into large sections of the State, and among portions of our people, who have long contributed of their substance to improvements in other sections, while their own sections have suffered rather than been benefitted by such improvements. Should all the projects for railroads to which this bill will apply, avail themselves of its benefits, it will require, as before remarked, the endorsement of bonds to the amount of about \$3,000,000 00, or an amount equal to about one-half the cost of the Western and Atlantic Railroad, and will cause to be constructed within the State about 400 mile of railroad. On the ground of general benefits to the State, it may be remarked that each 100 miles of railroad adds about \$20,000,000 to the value of taxable property of the State. The numerous statistics of the country and the history of railroads are sufficient proofs of this fact. If then, this be the case, the endorsement of bonds to the amount of \$3,000,000 will result in the increased value of taxable property in the State of \$80,000,000, and all of which from the

guarded and safe character of the law renders it quite certain that the State will never be called on to pay one dollar from the Treasury.

It will, perhaps be contended by some, that some of these roads asking for aid will interfere with the business of roads already built. This may be true to some extent, but if the locality of these roads are scanned it will be found that where one of them interferes to take away business from an old road another one or two is provided which will supply new business to the old road thus interfered with. But if it were the case that these necessary improvements interfered with the business of old roads to some extent, the rights and claims of corporations are not paramount to the rights and claims of the people at large. The rights and claims of the people at large cannot be sacrificed to the claims or imaginary interests of any corporation. We hold, and experience has demonstrated, that railroads in general, are tributary to each other, operate in most cases for the general interests of all, and should, as a general rule, be promoted and encouraged by all parties.

Our State has been honored with the title of "Empire State of the South"—her extent of territory, her population, her railroads and her geographical position have hitherto entitled her to that honor. Are not several of our neighbors, the adjacent States, placing themselves in a position to snatch from us this proud appellation of the "Empire State of the South?" He who thinks not is blind to the signs of the times. As it has been said, we occupy a position to unlock the doors of other States and their sources of wealth, but railroads have changed and are changing the channels of wealth. Railroads know no obstacles, they pass readily the rivers, the mountains and the valleys—distance is the only law that circumscribes their power to change the affairs of communities and of men. It is only by opening the shortest and most direct lines on cardinal points, that our State and the emoluments she now possesses can be retained.

Georgia occupies a most commanding position, not only to the Southern States but to our whole confederacy of States. Her resources are immense, and her mission is one of greatness to the country, and it is to be hoped that her hitherto high character for a liberal and wise policy, will not be allowed to suffer on this occasion by her Legislature withholding from a large portion of her citizens a boon, which she is so well able and so well prepared to bestow.

We respectfully submit the accompanying bill and recommend its enactment.

MINORITY REPORT.

undersigned, a minority of the Committee on Agriculture and Internal Improvements to which were referred several bills asking the aid of the State in the construction of Railroads, ask leave to make the following minority report.

The report adopted and presented by a majority of the committee proposes to consolidate the bills referred, and to make one act of the Legislature fix the policy of the State on every enterprise now submitted to the consideration of the General Assembly. To this species of legislation, usually known as "the Omnibus Method," we cannot accord the sanction of our judgments; but, being a minority, while we regret that we are thus precluded from the discussion of the merits of the several enterprises involved, we take the proposition as it is in substance submitted by the majority of the committee, and proceed to express our views upon it.

The proposition is that the State shall lend her aid to chartered corporations in the construction of four hundred and forty miles of railroad within her limits by endorsing for them the amount of \$7,000 per mile, upon certain terms and stipulations, purporting (and doubtless believed, by the honorable members who compose the majority, sufficient) to make the debt perfectly secure against any ultimate loss in the premises; upon information obtained from the friends of each enterprise, we give the names and estimated length of the roads proposed to be aided:

Line Railroad,	110 miles.
Icon and Brunswick Railroad,	170 "
Way Railroad,	70 "
Savannah, Griffin & North Alabama,	80 "
<hr/>	
Total length,	430
	\$7,000 per mile.

Total amount proposed,	\$3,010,000.
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The proposition then, is that the State shall lend her aid to these corporations by indorsing for them to the amount of \$3,010,000, thus creating a large debt, for the ultimate payment of which her tax payers will be bound. We know the whole theory of the majority report is that these indorsement contracts will create no real debt against Georgia; to this idea we totally disagree, for it makes no difference whether one is indebted by indorsement in the first instance or by direct bond. There be an obligation to pay, it is a debt. There is a grave question that should be settled by the Legislature before it adopts the policy contemplated by the report by the majority. Is it safe? is it prudent for the

State to enter upon it at this time? This question commends itself to that "rigid but liberal economy" and circumspection which should pervade every act of nations as well as of individuals. We think it would be unwise and unsafe for Georgia at this time to increase her State debt to such an amount as this bill involves. Her people are in the midst of an unprecedented financial crisis; and not only are they surrounded by difficulties and involved in doubt, but the whole civilized world is in that condition. We are all in a crisis amid the perplexing mazes of which no man can give a reliable forecast into the future; but which every one knows threatens to level commerce to the ground and hold her spine, while suspended banks darken the horizon, and all who are most in debt, whether amongst private individuals amongst States, will suffer most.

It is contended by the majority that these roads will be self-sustaining enterprises. This is more than any man knows. And when we turn to history, that "Sage Chronicler of the past," and, with the lamp of experience explore her stores for a lesson of wisdom on this subject, we need go no farther than the investigation than to that wonder of the 19th century "The Illinois Central Railroad." This is the longest railroad owned by any one company in the United States, being 704 miles. To this road the Illinois Legislature appropriated of lands, (which she could well afford to spare) the principle of "come easy go easy") received of the United States 3,840 acres per mile, making in all, the vast amount 2,703,260 acres.

This was an absolute gift—the State only requiring the company to pay into the State Treasury five per cent. of the gross earnings of the road, after it should be built, for the land. Much of this land was sold by the company at \$10 per acre, and the land itself has been estimated by them to be worth

\$45,000,000

The cost of the road in round numbers,

\$23,000,000

Leaving net balance to company after paying for

constructing the road, \$22,000,000

Who would have thought that this great road, thus endowed to an almost fabulous donation, would fail to meet engagements. We apprehend that one of the majority of the committee would have prophesied a failure on the part of the corporation to meet any reasonable engagement. We know that the history of this company was, for a time, one of unexampled credit. Such was the public confidence in the enterprise that its stock actually sold in New York City, a few months ago at \$140 per share of \$100; and even when the storm of the present financial crisis was lowering over the country, and confidence in every railroad corporation had begun to give way in the markets of the world, so secure

his road estimated, that, being consulted by the authorities of Belgium on the subject of the money panic in America, the Consul of that country at Chicago, under date of September 3d, 1857, communicated to his government at home, as follows:

"Forced sales of railroad securities appear to have been the principal cause of the panic. Many railroad shares have fallen from forty to fifty per cent. The Illinois Central in the West, is almost the only one that has been sustained, thanks to the rich prairies which Congress has donated to it along its whole route." And he closes his communication by saying: "I have entered into these details Mr. Minister, that you may be able if necessary, to re-assure the capitalists in Belgium, who have invested in Illinois Central."

And yet this company, thus deemed secure above all others, and thus bounteously encouraged has actually failed to meet its liabilities. On the 11th of October, 1857, the stock sold in New York at \$70 per share; and, in the announcement made that day of the assignment executed by the company to Messrs. Hewett, Sturges & Tracy to wind up their affairs and pay their debts, the Treasurer says in substance, that "it (the failure) has not arisen from any difficulties intrinsic to the enterprise but *from the extraordinary condition of the money market.*" Now our argument is that if the extraordinary condition of the money market drove this huge corporation to an assignment and absolute failure to meet its liabilities the same cause might reasonably be expected to operate with like effect upon one or more of these companies; and upon their failure to make payment, the State must, of course, meet her endorsement, and, as a necessary corollary, the people must be taxed. But the Illinois Central is not the only railroad corporation that has been driven into a condition where it could not meet its liabilities. We have selected it as the most cogent case that can possibly be put of strength in the corporation to meet its own obligations. On the very day of its failure two other monster corporations, the "New York and Erie" and "Michigan Central," fell before the almost universal financial crash. One after another of these railroad concerns in the United States has toppled over into the gulf of liquidation, until, by the last reliable estimate of their liabilities we have seen, the figures were poised tremblingly at the enormous sum of \$181,700,000. With this startling wreck of enterprise before us, it is a serious question for the consideration of the Legislature, when we are called upon to increase the debt of Georgia 3,010,000, and that too, without providing any fund by which the people are to be saved from taxation, provided the payment of the debt falls on the State. We cannot think it will be done.

The experience of our sister States having been invoked, we beg leave for a moment, to direct the attention of the

House to that point. Tennessee is prominently held up as an example for Georgia; and we therefore quote from the late message of the Governor of that Commonwealth. After reviewing the operations of the State in this matter he presented a tabular statement showing the amount of Stock owned by the State of Tennessee, giving its original cost \$3,292,716 and its estimated present value \$2,224,827. Thus showing a clear loss to the State of more than \$1,000,000. He goes on to say: "The bonds of the State which have been issued to the various internal improvement companies, have been and are now selling in the money market at ruinous rates of discount." And this for a Sovereign State! shall this be the fate of Georgia? The result of the Governor's review is a recommendation to the Tennessee Legislature to so alter the Constitution of the State as to "inhibit any future Legislature from the creation of any public debt beyond a limited amount, first submitting the proposition to the people for their approval or rejection." It thus appears that the experience of Tennessee cannot be gracefully invoked by the majority in favor of their measure. This subject of State aid was brought up in Ala. a few years since, and the Legislature passed numerous bills granting it. These the Governor vetoed. Some they passed over the veto, but we are yet to be informed that the policy has been generally favored by the people of that State. Now let us look to some of the Northern States, and take their experience. We will commence with the land of caution—Puritanic New England. Between the years 1837 and 1842 Massachusetts made loans of scrip to railroad corporations to the amount of \$5,050,000. In 1855, the State was still in debt, in round numbers on these appropriations \$1,000,000. At that time, April 1855, a bill passed the Legislature granting the loan of the State credit to the Vermont and Massachusetts Railroad. The Governor vetoed the bill. And a committee of the House of Representatives reporting on the subject, even then, with no financial crisis impending, recommended caution as to further use of the State credit. The bill failed to pass over the veto.

The great State of New York has gone into enterprises of this kind extensively, making canals and opening up vast highways of travel and transportation. With emphasis, we say, she is a great State, with almost countless resources; yet in 1846 she had been forced to borrow money largely, and her people actually made a constitutional provision against any further loans. Since that, however, they have found it necessary, for the purpose of carrying on works already commenced by them, to amend their Constitution, so as to authorize loans to be raised. Now behold the sad catastrophe. This great State, on the 8th of October, 1857, suspended payments, and the auditor in stating the reasons says "it was

because she had failed to negotiate a small loan for the sum of \$500,000." Shall this be the fate of Georgia's credit?

Aside from these considerations, there are other very important reasons why Georgia should not now adopt the policy proposed in this bill reported by the majority. She has other great and noble enterprises of a charitable and humane character to carry on to completion. She needs above all other things an efficient common school system. Therefore, if the report of the majority involved the raising of a fund with which to pay the debt they propose to contract, without taxation, by a sale of the Western and Atlantic Railroad, in whole or in part, by some other practicable means, then they might ask that, after arranging a good common school system for the people of the State, and making the other appropriations involved in the completion of our public charitable institutions, a bill giving aid to their roads *upon more perfect security than they propose to give* should pass. The friends of this measure say that, in case of misfortune, the roads would fall into the hands of the State, and ultimately secure her. This would be a greater misfortune to Georgia than the loss of the money. Already have we learned from bitter experience in the management of \$6,000,000 of railroad capital, that a monied power of that amount placed in the hands of any political party, tends to corruption, and is dangerous to the liberties of the people. We do not desire, by any act of ours, to increase these figures to 12,000,000, or to any other sum. We would bring it down to a unit, so that in Georgia there should be no monopoly standing behind the throne of power and shaping the destinies of the State. Without enlarging on this point, we ask if the \$20,000,000 of private railroad capital is not now felt to be powerfully influencing the legislation of Georgia.

The position which we take is not new in the history of our great State. In 1833, we find Governor Wilson Lumpkin, in the very able message in which he recommended the commencement of the present system of our railroads in Georgia, using the following language: "Our past experience should admonish us to be cautious how we entangle the State by becoming partners with individuals or corporate bodies of men. Such associations between Government and its citizens are considered dangerous to equality and liberty. The favored capitalist, who becomes a partner with the Government, rarely fails to assume some unusual consequence on account of the association, and generally the result is, the Government is left to bear the burthens of the concern," &c., &c., Journal of '33, page 22. And Governor Johnson, in his last able annual message, (page 8, as printed for the House) limits State aid to such "GUARNTIES OF SECURITY AS PREVENTS THE POSSIBILITY OF ULTIMATE LOSS."

Thus we are driven to the conclusion that the majority of

this committee have recommended a measure dangerous in policy and improvident in detail, and therefore we act under an overwhelming sense of duty in thus reporting against the passage of the measure. Having thus discharged our obligations to this House, and to the people of Georgia, which we have the honor in part to represent, we rest satisfied that if the facts submitted in this report are disregarded at the present, the future, that great test of all the policies, will vindicate the correctness of our conclusions. All which is respectfully submitted.

WILLIAM D. PITTARD,
BENJ. H. BIGHAM.

REPORT

Of the Finance Committee.

The Committee on Finance, having discharged that portion of their duties, which requires an examination of the Comptroller General's office, and the Treasury Department, make the following report :

We find the books in both offices, kept with neatness and remarkable accuracy, reflecting great credit upon the officers of both departments.

The receipts in the Treasury from all sources, since the close of the fiscal year 1856 up to the 20th October, 1857, inclusive of the amount in the Treasury at the first mentioned date, are

\$949,616 06

And the disbursements therefrom during the same period, are

511,789 90

Showing a balance in the Treasury, Oct. 20th, 1857, of

437,826 16

This amount has been increased by payments in the Treasury up to the 24th November, 1857, of

46,113 57

Making the sum total

493,939 73

From which deduct payments made since 20th Oct. 1857,

21,064 21

And the balance in the Treasury on the 24th Nov. 1857, is

472,875 52

The receipts and disbursements are as follows:

From General tax of 1856,	-	-	\$402,229 02
" General tax of 1855,	-	-	92 75
" General tax of 1841,	-	-	1,117 77
" General tax of 1845,	-	-	1,336 90
" General tax of 1846,	-	-	197 19

" General tax of 1847, - - -	417 73
" General tax of 1849, - - -	27 12
" General tax of 1851, - - -	161 50
" General tax of 1853, - - -	288 87
" General tax of 1854, - - -	6,968 68
" Tax on bank stock, - - - -	29,886 61
" Tax on railroads, - - - -	8,742 99
Military claims against the United States,	2,618 55
Dividends, (Education Fund) - - -	23,484 00
Sale of lands on the west bank of the Chatta- hoochee, - - - -	296 79
Central bank assets, - - - -	2,130 00
Net earnings of W. & A. Railroad, -	108,500 00
Interest on stock Gordon and Milledgeville Railroad, - - - -	1,200 00
Fees on grants, - - - -	477 50
Copy Grants and Testimonials, - -	1,059 75
General tax of 1857, - - - -	2,818 01
Balance in Treasury, 20th Oct. '55, -	355,505 33

Showing receipts of past fiscal year, - - - \$949,616 06
 To which add receipts up to the 24th Novem-
 ber, 1857, consisting of the following items:

General tax of 1857, - - - -	47,710 41
Bank Dividends, - - - -	7,120 00
Tax on Banks, - - - -	937 98
General tax of 1853, - - - -	110 78
Insolvent tax of 1853, - - - -	30 40
Fees on grants, - - - -	94 50
Fees on copy grants, - - - -	87 00
Testimonials, - - - -	22 50

And we have as amount of receipts for the
 last fiscal year and up to 24th inst. \$1,005,729 63

During the same period the disbursements
 have been as follows :

By warrants on Civil Establishment of 1856,	17,618 47
Contingent fund of 1856, - - -	7,601 44
Printing Fund of 1856, - - -	479 60
Poor School Fund of 1856, - - -	36,236 00
do. do. do. 1855, - - -	78 00
do. do. do. 1854, - - -	48 00
Civil Establishment, 1857, - - -	38,790 00
Contingent Fund of 1857, - - -	9,815 45
Printing Fund of 1857, - - -	3,284 43
Over payments of 1857, - - -	2,332 72
Special Appropriation, 1856, - - -	159,347 45

PUBLIC DEBT.

Payment of Coupons of State Bonds and interest receipts, - - - -	56,685 00
Payment of W. & A. R. Road Bonds, -	34,500 00
Payment of Coupons, and 19 Central Bank Bonds and interest, - - -	48,847 50
Payment of Federal Coupons and Central Bank Bonds and Coupons, and interest Account, -	92,662 18
Payment of interest on Sterling Bonds, -	3,462 79

Showing the disbursements, during the fiscal year, ending 20th October, 1857, - - \$511,789 90
 To which add payments from 20th October, '57, up to 24th November, 1857 :

Civil Establishment, 1857, - - -	13,067 25
Contingent Fund, 1857, - - -	1,736 14
Special Appropriation, 1856, - - -	5,500 00
Printing Fund of 1857, - - -	747 00
Over Payments, - - -	13 82

Showing Disbursements up to 24th Nov. '57, \$532,854 11

Which, deducted from amount in the Treasury 24th November, 1857, leaves, - - \$472,875 52

Of this amount the following items are unavailable to meet demands on the Treasury, viz :

Stock Bank of the State of Georgia, -	183,300 00
Stock Bank of Augusta, - - -	89,000 00
Stock Georgia R. R. & Banking Company, -	18,600 00
Twenty Shares Milledgeville and Gordon R. R.,	20,000 00
Darien Bank bills and other uncurrent funds,	2,237 25
W and Atlantic Railroad Scrip, - - -	4,784 75
Attorney's receipts for bank bills, broken and suspended, - - - -	7,315 00
St. Marys and Commercial Bank notes, -	327 00

Total amount unavailable assets, - \$325,564 00

Which, deducted, leaves available - \$147,311 52

This sum has been still further reduced by the following payments, to wit :

Coupons paid and on hand, - - -	6,230 00
Receipts for interest on Central Bank Bonds,	2,100 00
Thirteen Central Bank Bonds and interest thereon, - - - -	6,955 00
Advance to officers and members of the General Assembly, and State House officers, -	6,995 50

\$22,280 50

Which, deducted, leaves available assets in the		
Treasury on the 24th November, 1857,		\$125,031 02
This consists of		
Deposits in Bank of Augusta,	- -	7,015 00
“ in Augusta Insurance & Banking Co.,		3,400 00
“ Planters Bank Agency,	- -	4,711 93
“ Georgia Railroad Bank,	- -	61,488 00
“ Bank of the State of Georgia,	- -	10,867 01
In bank bills,	- - - -	35,693 08
In gold and silver,	- -	1,761 00
		<hr/>
		\$124,936 02
To which add counterfeit money in Treasu-		
rer's hand,	- - - -	95 00
		<hr/>
		\$125,031 02

Committees have usually embraced in their reports estimates of the probable receipts and disbursements for the next ensuing two years; under ordinary circumstances the amounts can be nearly approximated; but as there are large and various appropriations asked, we decline for the present such estimates.

All of which is respectfully submitted.

REPORT

Of the Committee on Banks.

The Committee on Banks, to whom was referred a bill to be entitled an act to declare and define the duties of the Governor in relation to the Banks in Georgia, which have suspended specie payments since the 1st day of June, 1857, have had the same under consideration, and offer in lieu thereof, a substitute, which they beg leave to

REPORT:

Before presenting the bill, however, and recommending the action of the House thereupon, they would desire, in view of the peculiar importance of the subject at this time, the uncertain state of the public mind, and the deep anxiety which the magnitude of the responsibility forces upon every conscientious member of this committee, to present, for the information of the House, a brief synopsis of the legislation upon the question of banks, and the action of these institutions under the laws of this State.

There was upon the Statute book of Georgia, prior to the disastrous revulsion of 1837, no general penal law for the forfeiture of the charters of such banks as had suspended or might suspend the payment of specie. The provisions embraced in the various bank charters granted by the State, and the general laws applicable to corporations, which might vio-

late the same, were deemed a sufficient protection to the people, and relied upon for redress.

But, when, through the protracted suspension of specie payments in 1837, there ensued a general derangement of the currency of the State, the General Assembly deemed it wise to enact a law which would establish a restraint upon the banking institutions of this State, and protect the people from the evils of future bank suspensions. In accordance with these views,* the act of December 18th, 1840, (Cobb's Digest, page 115,) was passed.

The *spirit* of the act of 1840 is obvious upon its face. It was, so far as legislation could effect that end, to prevent bank suspensions in the future. But, upon a legal construction of the *language* of the law, it is a question of great doubt, whether it could be made to apply to the existing contingency of affairs. The argument could be urged, and with reason, that the act of 1840 was, by its very terms, temporary in its nature, having reference only to the then existing bank suspensions, designed to force back to a specie payment, the banks then before them, and expiring with the circumstances which had called it into being, and this view would not be a little strengthened by the uniform rule of law that forfeitures and the divesting of rights are not favored by the Courts, but are held odious in the eyes of the law.

On the other hand, however, there are those who might hold, and not without shadow of reason, that the act of 1840 is general in its character, of full force and effect at this day and applicable to every corporation in the State, now exercising the powers of banking.

In the judgment of this committee, it is just and right that there should be, upon the Statute book of Georgia, a law, in no wise doubtful in its language, which shall guard the people against the evils, which in greater or less degree, are likely to ensue from the failure of the banks to pay on demand, every obligation in the medium prescribed as a lawful tender by the Constitution of the United States.

Within the past few weeks the banks, not only of Georgia but of every State in the Union, have generally suspended the payment of specie. The east, the west, the north, the south, have succumbed to a pressure as sudden and unexpected as it certainly has been inevitable. The few exceptions to suspensions only illustrate the general rule, and they possess not the power to render relief to the country.

In the cities of Augusta and Savannah, where is centralized the large proportion of the banking capital of this State, the people with entire unanimity and of their own accord, upon the intelligence of the universal suspension in those quarters of the Union, with which the commercial relations of the South were so closely interwoven, assembled in public meetings and urgently requested their Banks to suspend.

They saw that, without such suspension, there could be no relief to them, but, on the contrary, that bankruptcy would soon supplant their high and well earned character for commercial credit. They saw that, deprived of the accustomed circulation of known and current bank notes, it was impossible to bring forward the crops of the country, except upon the gold of the country needing supplies, and therefore, at the miser's price. Their request to the Banks was to suspend. Their request was also to extend the time for the payment of the debts which they then owed. Their request was also to continue a judicious issue of bank bills, in order that the crops might find their way to market. The banks did suspend. The suspended Banks did universally extend the time sought for by their debtors. Their paper has been prudently yet liberally put out. And, by these means, relief is near at hand from the only source whence it can spring, and that is the products of the soil, paid for at reasonable prices in paper money, it is true, but in money, which is known and felt to be solvent and good. Most just was the remark of our late Chief Magistrate that "the suspension seemed to be necessary as a measure of self-defence." This act of self-defence, although accompanied by much panic as its legitimate result, nevertheless commends itself, by its very necessity, to the deliberate judgment of this committee.

Your committee would now calmly examine the condition of our various banking institutions, and see if there be any just cause of alarm, lest their promises to pay may turn out to be worthless.

In the last annual message of the Governor, your committee find the following language :

"I herewith transmit to you copies of the late returns of the various Banks of Georgia, exhibiting their condition, made in pursuance of Executive proclamation. *It is gratifying that these statements afford evidence of their solvency.*"

It is in the paper of these suspended banks that the present crops are being, and will continue to be paid for. It is in the same paper that the daily affairs of life are transacted without fear. It is in the same paper that the returns of the Western & Atlantic Railroad, the property of the State, and amounting to a million dollars per annum are being paid. It is in the same paper that the taxes of the citizens will, in all probability be paid.

The actual conditions of our banking institutions, is therefore, a matter of vital importance, and demands the attentive consideration of every member of this House.

From the bank returns, filed in the Executive office, it appears that the items of *capital circulation*, and *specie* stood as follows :

October, 1856. Capital,	\$12,211,482 37
Circulation.	\$8,975,009 00

Sept. 1857.	Specie,	\$1,824,302 78
	Capital,	\$12,440,256 50
	Circulation,	\$5,663,727 00
	Specie,	\$1,572,245 47

It will be thus seen, therefore, that within the past year, whilst the circulation has been reduced to the extent of \$3,312,282, the coin has been reduced only \$252,057 31. In the same time the capital has been increased \$229,774 13.

With this insight into the condition of our various bank institutions, it is but common justice that your committee should declare their conviction of the solvency of the banks in this State. Of their ability to discharge their debts within a reasonable time, and of their ability, under judicious legislation, to make payment, when so required, in gold and silver coin. The people of Georgia, and of the South generally, have great cause for gratitude to the giver of all good, that during this period of panic and dismay, none of them are likely to suffer that want of the very necessities of life—the want of food and raiment, of employment and the means of support—which seems to be the unfortunate lot of a large portion of their fellow-citizens in the less-favored North. Neither poverty nor misery pervade the land, but the citizens of this State stand to day able and willing, in becoming spirit, if necessity demands it, to relieve the wants of their fellow men, in the overflowing products of their much aspersed land. Wherever slavery has been established, there, in this crisis, will be found comparative prosperity.

In their deliberation upon the subject of a proper law to be enacted at this juncture your committee have seen the propriety of examining the charters of the various banks. Through one of their number they have, with much care, scrutinized each and every bank charter which has ever been granted by the Legislature of Georgia, and collected their provisions with considerable labor. For the purposes of this report they do not deem it necessary to call attention to more than one feature in those charters, and that to refute a very general and popular error, which, if its fallacy be not exposed, may environ the legislation upon this subject with no ordinary difficulty.

The generally received impression among a large proportion of the community has been that the banks in this State are and have been restricted by law from a circulation of their notes, exceeding three times the amount of specie in their vaults, and this impression has done much to foster the idea that the banks were, in a lawless spirit, extending the circulation of their notes beyond the limits allowed by their charters. This opinion of the law is erroneous. Your committee have, as before stated, examined the charter of every bank in Georgia with especial reference to this point, and are prepared to say that, while upon matters of other kinds, the chartered

privileges of these institutions do, in many respects, vary according to the circumstances of each individual case, but one vein of singular uniformity pervades all upon this particular subject.

The Bank of Augusta was incorporated the 10th day of December, 1810, and the 15th rule of their charter (Clayton's Digest, page 593,) embraces the first legislation upon the extent of bank note circulation. That clause is as follows:

"The total amount of the debts which the bank shall, at any time, owe, whether by bond, bill, note or other contract, shall not exceed three times the amount of its capital, over and above the monies then actually deposited in the bank for safe keeping."

In every bank charter upon the statute book of Georgia is this provision incorporated as the law of limitation of their circulation.

At no time, in the opinion of this committee, has the circulation of the banks of Georgia been nearly so great as to amount, with other indebtedness, to a sum three times as great as the capital paid in. Such an issue of bank paper, entirely legitimate under the charters, would have extended several millions of dollars beyond the highest sum which the circulation of the banks has ever reached. Take the tabular statement above compiled:

In 1856 the capital was	\$12,211,482 37
In 1856 the circulation was	\$8,975,009 00

or about three-fourths of the capital.

In 1857 the capital was	\$12,440,256 50
And the circulation was	\$5,663,727 00

Making the circulation for the year 1857 less than one-half of the capital stock, and not one-sixth of the amount allowed by law.

These are stubborn but most gratifying facts, and must satisfy the most scrupulous that upon this point the banks of this State are wholly guiltless of the charge of abusing the powers vested in them.

Satisfied, therefore, that no action should be taken against the banking institutions of this State for their recent suspension, but that due provision of law should be made for resumption of specie payments, and impressed also with the conviction that proper means should be adopted to prevent an undue issue of bank notes and to expose the same to public view, your committee herewith submit for the consideration of the House the annexed bill, as a substitute for that originally referred.

GEORGE A. GORDON,
Chairman of Committee on Banks,
in the House of Representatives.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bill:

A bill to be entitled an act to incorporate the Macon Insurance and Trust Company, in the city of Macon.

The House took up the report of the Committee on New Counties on the bill to be entitled an act to lay out and organize a new county from the counties of Floyd and Polk, and for other purposes therein specified.

The report, which was favorable, was agreed to; the bill was read the third time and upon the question of its passage, the yeas and nays were required to be recorded; there were yeas 68, nays 62.

Those who voted in the affirmative are Messrs:

Bailey,	Gay,	Milledge,
Barrett,	Gilbert,	Mintz,
Batts,	Grovensteine,	Moore of Glynn,
Black,	Guy,	Myers,
Bogges,	Hardy,	Neal,
Brassell,	Harkness,	Oneal,
Carter,	Holliday,	Pickett,
Chapman,	Jones,	Price,
Coleman,	Julian,	Pruett,
Conley,	Kimbrough of Stew-	Roberts of Cherokee,
Craft,	art,	Sheffield,
Crittenden,	Kitchens,	Shelton,
Cumbie,	Lee,	Smith of Coweta,
Diamond,	Lewis of Calhoun,	Smith, of Towns,
Duncan,	Little,	Sprayberry,
Embry,	Luffman,	Strange,
Everett,	McAfee,	Taliaferro,
Fain of Fannin,	McCants,	Webster,
Fain of Union,	McConnell,	Westmoreland.
Faulk,	McDaniel,	Wood,
Fincannon,	McDonald,	Worley,
Findley,	McEver,	Wright,
Fortner,	Merchison,	Young.

Those who voted in the negative, are Messrs:

Awtry,	Hardeman,	Mattox,
Barton,	Hames,	McGregor,
Battle,	Harris of Cobb,	McLean,
Bell,	Harper,	McMillian,
Bigham,	Harrison,	McWhorter,
Cannon,	Hays,	Mizell,
Causey,	Hillyer,	Owens,
Clarke,	Hines,	Phillips,
Cook,	Holden,	Pittard,
Darden,	Holmes,	Schley,
Davis,	Hopkins,	Sherman,
DeLamar,	Howard,	Smith of Tattnall,
Edwards,	Kendall,	Strickland,

Fannin,	Kimbrough of Har-	Walker of Clarke,
Frederick,	ris,	Walker of Henry,
Fuller,	Kirby,	Wall,
Fullmore,	Lane,	White,
Gordon,	Lazenby,	Wilkes,
Graham,	Lewis of Greene,	Williams,
Griffith,	Lewis of Hancock,	Willis,
Hall,	Marshall,	Wimberly.

So the bill was passed.

The House took up the report of the Committee on New Counties on the bill to be entitled an act to lay out a new county out of the counties of Habersham and Lumpkin, and to organize the same.

The report, in which certain amendments were recommended, was agreed to; the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded; there are yeas 57, there are nays 75.

Those who voted in the affirmative are Messrs :

Barrett,	Gilbert,	Myers,
Batts,	Guy,	Neal,
Black,	Hardy,	Pickett,
Boggess,	Holliday,	Price,
Brassell,	Jones,	Pruett,
Carter,	Julian,	Roberts of Cherokee,
Chapman,	Kitchens,	Sheffield,
Craft,	Lee,	Shelton,
Crittenden,	Lewis of Calhoun,	Smith of Coweta,
Cumbie,	Little,	Smith of Towns,
Diamond,	Luffman,	Sprayberry,
Embry,	McAfee,	Strange,
Fain of Fannin,	McCants,	Taliaferro,
Fain of Union,	McDaniel,	Taylor,
Faulk,	McDonald,	Webster,
Fincannon,	McGregor,	Westmoreland,
Findley,	Milledge,	Wood,
Fullmore,	Mintz,	Wright,
Gay,	Moore of Glynn,	Young.

Those who voted in the negative are Messrs:

Awtry,	Griffith,	Mattox,
Barton,	Grovensteine,	McConnell,
Battle,	Hall,	McEver,
Battle,	Hardeman,	McLean,
Bell,	Hames,	McMillian,
Bigham,	Harkness,	McWhorter,
Cannon,	Harris of Cobb,	Mizell,
Causey,	Harper,	Oneal,

Christy,	Harrison,	Owens,
Clarke,	Hays,	Phillips,
Coleman,	Hines,	Pittard,
Conley,	Holden,	Roberts of Scriven,
Cook,	Hopkins,	Schley,
Cureton,	Howard,	Sherman,
Daniel,	Kenan,	Smith of Tattnell,
Darden,	Kendall,	Strickland,
Davis,	Kimbrough of Har-	Terrell,
DeLamar,	ris,	Tomlinson,
Duncan,	Kimbrough of Stew-	Walker of Clarke,
Edwards,	art,	Walker of Henry,
Everett,	Kirby	Wall,
Fannin,	Lane,	White,
Frederick,	Lazenby,	Wilkes,
Fuller,	Lewis of Greene,	Williams,
Gordon,	Lewis of Hancock,	Willis,
Graham,	Marshall,	Wimberly.

So the bill was lost.

The House took up the report of said committee on the bill to be entitled an act to lay out and form a new county from the counties of Cass and Polk, and to organize the same.

On motion of Mr. Fullmore, this bill was laid on the table for the balance of the session.

The House took up the report of the committee on the bill to be entitled an act to establish and define the lines dividing the counties of Colquitt, Berrien and Lowndes, so far as relates to the southwest corner of Berrien.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate a bank in the city of Marietta.

The Committee on Banks reported certain amendments, which, together with others, were received.

The report as amended was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded; there are yeas 71, nays 48.

Those who voted in the affirmative are Messrs:

Awtry,	Harkness,	Merchison,
Barrett,	Harris of Cobb,	Milledge,
Battle,	Harper,	Myers,
Batts,	Harrison,	Neal,
Bigham,	Holden,	Oneal,
Bogges,	Holliday,	Owens,
Carter,	Hopkins,	Phillips,
Coleman,	Howard,	Pittard,

onley,	Hughes,	Pruett,
raft,	Jones,	Reid,
rittenden,	Julian,	Roberts of Scriven,
umbie,	Kenan,	Shelton,
arden,	Kimbrough of Har-	Sherman,
diamond,	ris,	Smith of Towns,
Edwards,	Kimbrough of Stew-	Terrell,
Everett,	art,	Tomlinson,
Fannin,	Kitchens,	Walker of Henry,
Findley,	Lazenby,	Webster,
Frederick,	Lewis of Calhoun,	Westmoreland,
Gordon,	Lewis of Green,	Wilkes,
Grovensteine,	McConnell,	Williams,
Guy,	McDaniel,	Willis,
Hardy,	McEver,	Wimberly,
Hardeman,	McGregor,	
Hames,	McLean,	

Those who voted in the negative are Messrs :

Barton,	Gay,	McWhorter,
Black,	Griffith,	Mizell,
Cannon,	Hall,	Pickett,
Causey,	Hays,	Price,
Clarke,	Hines,	Schley,
Cook,	Kendall,	Sheffield,
Daniel,	Kirby,	Smith, of Coweta,
Davis,	Lane,	Smith of Tatnall,
DeLamar,	Lee,	Strickland,
Duncan,	Lewis of Hancock,	Taliaferro,
Embry,	Luffman,	Taylor,
Fain, of Fannin,	Marshall,	Walker of Clarke,
Fain of Union,	Mattox,	Wall,
Faulk,	McAfee,	Wood,
Fincannon,	McCants,	Wright,
Fullmore,	McMillian,	Young.

So the bill was passed.

The House adjourned until nine and a half o'clock a. m., to-morrow.

WEDNESDAY, DECEMBER 9th, 1857.

The House met pursuant to adjournment.

Mr. Diamond moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to define the powers of the Supreme Court in regard to a reversal of their own decisions. The same was lost.

Mr. Shelton moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to be entitled

an act to lay out and organize a new county from the counties of Habersham and Lumpkin. The same prevailed.

The rules were suspended and a bill to incorporate a bank in the city of Americus was referred to the Committee on Banks.

The House took up the report of the committee on the bill to be entitled an act to change the times of holding the Superior Courts of the county of Miller.

The same was, on motion, referred to a select committee consisting of Messrs. Sheffield, Christy, Cook, Lewis of Cahoun, and Kimbrough.

The call of the counties being the regular order for to day the following bills were reported and read the first time, viz:

Mr. Schley reported a bill to be entitled an act to define the age at which the minor wardships of free persons of color in this State, shall terminate, and adult wardship begin, and for other purposes.

Mr. Hines reported a bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Burke to levy an extra tax for educational purposes.

Mr. Fullmore reported a bill to be entitled an act to incorporate a bank in the town of Cartersville, Cass county, to be called the Bank of Cartersville.

Mr. Harris, of Cobb, reported a bill to be entitled an act to extend to Tinnors the benefit of an act passed 22d December 1834, and assented to 28th December, 1837

Mr. Gay reported a bill to be entitled an act to reduce the Sheriff's bond of Colquitt county, and to consolidate the office of Clerk of the Superior and Inferior Courts of said county of Colquitt.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker :—The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act to authorize James Clarke, administrator of the estate of Joseph White, deceased, to sell certain slaves therein named, at private sale.

Mr. Sprayberry reported a bill to be entitled an act to repeal an act approved February 20th, 1854, entitled an act to amend the tenth section of the tenth division of the penal code of this State, and to revive the said tenth section of said tenth division.

Mr. Gordon reported a bill to be entitled an act to incorporate the Thunderbolt and Skidaway Ferry Plank and Shell Road Company.

Mr. Diamond, from the Committee on Petitions, reported a bill to be entitled an act to compensate Dr. H. W. Brown for medical services rendered to the citizens of Griffin, in Spalding county, during the prevalence of small pox in said city in the present year, 1857

Mr. Diamond reported also a bill to be entitled an act to incorporate the Young Physic Medical College of the State of Georgia.

Mr. Cook reported a bill to be entitled an act to alter and amend the thirty-fifth section of the fourteenth division of the Penal Code.

A bill to be entitled an act for the relief of Cullen Webb, of the county of Early.

And a bill to be entitled an act to alter and amend the charter of the Atlantic and Gulf Railroad Company.

Mr. Graham reported a bill to be entitled an act to repeal an act to provide for the trial by the Superior Courts of the State of Georgia, of any slave or slaves, or free persons of color, charged with any capital offence against the laws of this State, approved February 14th, 1850, and to provide for the trial of the same.

Mr. Underwood reported a bill to be entitled an act for the encouragement of industry in agriculture, mining, machinery, and for other purposes.

And a bill to be entitled an act to require the Governor of this State to appoint a Bank Visitor, and for other purposes.

Mr. Lewis, of Hancock, reported a bill to be entitled an act for the encouragement of agriculture in Georgia.

Mr. Merchison reported a bill to be entitled an act to incorporate the town of Buchanan, in the county of Haralson, in this State, and for other purposes.

Mr. Lewis, of Hancock, from the Committee on Education, reported a bill to be entitled an act to provide for the Education of the youth of Georgia, in the rudiments of an English education, and to create and establish a superintendent of common schools.

Mr. Hughes reported a bill to be entitled an act to allow Oliver Price to practice medicine and charge for the same.

And a bill to be entitled an act to provide more effectually for the enforcement of the patrol laws, so far as relates to the county of Liberty, and for other purposes.

Mr. Marshall reported a bill to be entitled an act to change the county lines between Houston and Pulaski.

Mr. Davis reported a bill to be entitled an act to define how many Justices of the Inferior Courts of this State shall concur in opinion to make the judgment of said Court.

Mr. Findley reported a bill to be entitled an act to regulate certain bonds therein mentioned, in the counties of Lumpkin and Dawson.

Mr. Davis reported a bill to be entitled an act to exempt from levy and sale under attachments and executions certain property therein mentioned.

And a bill to be entitled an act to authorize the owners and managers of slaves, and guardians of free persons of color to

settle all crimes committed by slaves or free persons of color when the penalty is not death.

Mr. Price reported a bill to be entitled an act to abolish the Penitentiary, and for other purposes.

On motion of Mr. Hardeman a resolution relative to the erection of a monument to the memory of the late Capt. Isaac Holmes was taken up, read, agreed to, and ordered to be transmitted to the Senate without delay.

Mr. White reported a bill to be entitled an act to re-enact and declare in force all statutes relating to the incorporation of the town of Conyers, in Newton county, and for other purposes.

Also a bill to be entitled an act for the relief of the City Council of the city of Covington, together with a memorial which were referred, on his motion, to the Committee on Finance.

Mr. McMillan reported a bill to be entitled an act to amend an act entitled an act to make valid the bonds taken by the sheriffs of this State, and their deputies, coroners and constables, from defendants in execution for the delivery of property levied on by them, approved December 21st, 1829, and for other purposes.

Mr. Bigham reported a bill to be entitled an act to authorize the establishment and raising of a Fire Company in the city of LaGrange, and to incorporate the same by the name and style of the Diligent Firemen of LaGrange.

A bill to be entitled act to amend the charter of the city of West Point, in the county of Troup, and State of Georgia.

A bill to be entitled an act to provide for the more effectual working the roads of this State.

And a bill to be entitled an act to fix the time for holding the election of Mayor and Aldermen in the city of LaGrange.

Mr. Holden reported a bill to be entitled an act to authorize Solomon H. Perkins, of the county of Taliaferro, to practice medicine and charge for the same.

And a bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Taliaferro to retain one-half of the State tax of said county, and for other purposes.

Mr. Kenan reported a bill to be entitled an act to incorporate the Milledgeville Manufacturing Company.

Mr. Kirby reported a bill to be entitled an act to confer certain privileges upon James D. Arnold, of Coweta county, to make lawful his acts, and to give him authority to transact business as though he were of full age.

Mr. Fain, of Union, reported a bill to be entitled an act to provide for the collection of taxes on all vacant or unclaimed lands in this State, to prescribe additional duties of the Comptroller General and the several Tax Collectors of this State, and for other purposes therein mentioned.

Mr. Hillyer reported a bill to be entitled an act to change

the times of holding the Superior Courts of the counties of Clarke and Webster.

Mr. Jones reported a bill to be entitled an act to repeal the third section of an act approved March 3d, 1856, entitled an act to alter, amend, and add to the Penal Code of this State!

Mr. Taliaferro reported a bill to be entitled an act to incorporate the "Union Trust Company."

Mr. Gordon offered a resolution requiring the survey of Tybee Island, which was read.

Permission was granted Mr. Gordon to withdraw from the consideration of the House, a bill in relation to the charter of the Central Railroad and Banking Company, and a bill to be entitled an act to incorporate a town to be called Parkersville.

Mr. Kenan reported a bill to be entitled an act for the relief of Augustus H. Kenan.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has passed the following bills :

A bill to be entitled an act to provide for the payment of the Grand and Petit Jurors of the counties of Madison and Fayette, upon certain conditions therein named.

Also a bill to be entitled an act to lay off and organize a new county from the county of Baker, and for other purposes therein specified.

On motion of Mr. Moore, the bill amendatory of the charter of the Bank of Brunswick was referred to the Committee on Banks, and the bill amendatory of the charter of the Brunswick and Altamaha Canal Company was referred to the Committee on Internal Improvements.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, a resolution in relation to the adjournment of the present Legislature.

The following resolution was offered by Mr. Bigham, and on his motion, was taken up, read and agreed to, viz :

Whereas we are informed that the Legislature of the State of Texas has taken action in relation to the erection of a monument to the memory of the gallant men who fell in the massacre at Goliad in the struggle of that State against Mexico for independence, and,

Whereas we are further informed that the said Legislature has, in connection with this subject, considered the matter of the arms belonging to the State of Georgia, which, in the course of the war fell into the hands of the Mexicans, and has passed an act authorizing the Governor of that State, upon sufficient evidence being filed in his office, that said arms belonged to Georgia, and of the same, to pay over to such commissioner or agent as may be appointed by Georgia

the amount so to be proven, to be by him appropriated in the erection of a suitable monument to the memory of these noble heroes. Therefore,

1st. Resolved, That Georgia makes no demand or remuneration at the hands of Texas for the arms aforesaid. It is subject of congratulation and rejoicing to Georgia that, from her bosom so brave and self-sacrificing a band of freemen went forth to fight against the oppression of their Texan brethren.

Georgia feels that the existence of Texas as a sovereign State is her sufficient reward, and that the republican government under which the people of her beloved sister State now live, as the result in part of the peerless deeds of these men who she is proud to call her sons, is a more enduring monument to the memory of the lamented dead, than could possibly be erected of any material substance by the joint action of the two States.

2d. Resolved, That we are disposed to meet with cordiality, any proposition which Texas may have made in relation to giving expression to the profound respect which the two States feel for the memory of these martyrs to liberty, and therefore, William F. Fannin, of the county of Troup and State of Georgia, be and he is hereby appointed commissioner on the part of Georgia. He is hereby authorized to communicate with the authorities of Texas, and to receive any monies which are or which may be hereafter appropriated by the Legislatures of either State or from any other source, and to expend the same in accordance with such joint instructions as he may receive from the two States; and the said commissioner shall report to his Excellency, the Governor, before the next session of the Legislature.

3d. Be it further resolved, That his Excellency, the Governor, be and he is hereby requested to communicate to the proper authorities in Texas a copy of the foregoing preamble and resolutions.

Leave of absence was granted Mr. Strange, for a few days on special business.

The House took up the report of the committee on the bill to be entitled an act to incorporate a bank in the town of Thomaston, to be called the Bank of Upson.

The Committee on Banks reported certain amendments, which was received.

The report as amended was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded. There are yeas 66, there are nays 52.

Those who voted in the affirmative are Messrs :

Awtry,	Harrison,	Moore of Glynn,
Barton,	Holden,	Myers,

Batts,	Holliday,	Neal,
Bigham,	Hopkins,	Oneal,
Brassell,	Howard,	Owens,
Causey,	Hughes,	Phillips,
Clarke,	Jones,	Pittard,
Craft,	Julian,	Powell,
Cumbie,	Kenan,	Price,
Darden,	Kimbrough of Har-	Reid,
DeLamar,	ris,	Shelton,
Diamond,	Kimbrough of Stew-	Sherman,
Edwards,	art,	Smith of Towns,
Fannin,	Kitchens,	Sprayberry,
Frederick,	Lazenby,	Terrell,
Fuller,	Lewis of Greene,	Walker of Henry,
Gordon,	Lewis of Hancock,	Westmoreland,
Grovensteine,	Luffman,	White,
Guy,	McConnell,	Wilkes,
Hardeman,	McEver,	Williams,
Hames,	McWhorter,	Willis,
Harris of Cobb,	Merchison,	Wimberly.
Harper,	Milledge,	

Those who voted in the negative are Messrs :

Barrett,	Hays,	Pickett,
Cannon,	Hillyer,	Pruett,
Coleman,	Hines,	Roberts of Cherokee,
Conley,	Kendall,	Schley,
Cook,	Kirby,	Sheffield,
Cureton,	Lane,	Smith of Coweta,
Daniel,	Lee,	Smith of Tatnall,
Everett,	Little,	Strickland,
Faulk,	Marshall,	Taliaferro,
Findley,	Mattox,	Taylor,
Fortner,	McAfee,	Walker of Clarke,
Fullmore,	McCants,	Wall,
Gay,	McDaniel,	Wood,
Gilbert,	McGregor,	Worley,
Graham,	McLean,	Wright,
Griffith,	McMillian,	Young.
Hall,	Mintz,	
Harkness,	Mizell,	

So the bill was passed.

The House adjourned until 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the committee on the bill to be entitled an act to al-

low any parties to contract for the use of money at any rate per cent., agreed on, provided such rate per cent. be specified in the face of any written instrument, when no rate per cent. is specified, seven per cent. shall always be understood.

Mr. Luffman offered the following amendment, which was received, viz :

Provided that nothing herein shall be so construed as to apply to any body politic having banking or brokerage privileges.

Mr. McWhorter offered to amend as follows, viz :

Provided that the interest charged shall not exceed ten per cent.

Upon the question of receiving the same, the yeas and nays were required to be recorded.

There are yeas 57. There are nays 57.

Those who voted in the affirmative are Messrs :

Boggess,	Harper,	Roberts of Scriven,
Brassell,	Harrison,	Sheffield,
Cannon,	Hays,	Shelton,
Causey,	Hillyer,	Sherman,
Chapman,	Hopkins,	Smith of Coweta,
Christy,	Kenau,	Smith of Tattnall,
Clarke,	Kimbrough of Har-	Strickland,
Coleman,	ris,	Taliaferro,
Conley,	McConnell,	Taylor,
Craft,	McDaniel,	Terrell,
Darden,	McDonald,	Walker of Henry,
Davis,	McEver,	Wall,
Diamond,	McWhorter,	Webster,
Fain of Fannin,	Mizell,	White,
Fincannon,	Myers,	Wilks,
Gilbert,	Neal,	Willis,
Graham,	Pickett,	Wood,
Guy,	Pittaul,	Worley,
Hardy,	Roberts of Cherokee,	Young,
Harris of Cobb,		

Those who voted in the negative are Messrs :

Awtry,	Gordon,	McCants,
Bailey,	Griffith,	McGregor,
Barrett,	Grovensteine,	McLean,
Barton,	Hall,	Merchison,
Battle,	Hardeman,	Mintz,
Batts,	Hines,	Oneal,
Bell,	Holliday,	Owens,
Carter,	Howard,	Phillips,
Crittenden,	Jones,	Pruett,
Cumbie,	Julian,	Reid,
DeLamar,	Kimbrough of Stew-	Schley,

Edwards,	art,	Smith of Talbot,
Embry,	Kirby,	Tomlinson,
Everett,	Kitchens,	Walker of Clarke,
Fain of Union,	Lane,	Westmoreland,
Fannin,	Lewis of Hancock,	Williams,
Findley,	Lockett,	Wimberly,
Fortner,	Luffman,	Wright.
Frederick,	Marshall,	
Gay,	Mattox,	

The vote being equal, the Speaker gave the casting vote in the affirmative, so the same was received.

On motion the bill and amendments were indefinitely postponed.

The bill to be entitled an act to regulate the management of the Western and Atlantic Railroad, and for other purposes therein mentioned, was read the second time, and together with the bills for which it was proposed as a substitute, made the special order for Monday next the 14th inst.

The House took up the report of the committee on the bill to be entitled an act to authorize Thomas J. S. Kimbrough, of the county of Harris, to practice medicine and charge for the same.

Certain amendments were offered and received.

The report as amended was agreed to. The bill was read the third time, and on the question of its passage the yeas and nays were required to be recorded.

There are yeas 48. There are nays 7.

Those who voted in the affirmative are Messrs:

Barrett,	Harper,	Moore of Glynn,
Bell,	Holden,	Neal,
Bigham,	Howard,	Phillips,
Boggess,	Julian,	Powell,
Brassell,	Kimbrough of Har-	Roberts of Scriven,
Crittenden,	ris,	Smith of Coweta,
Currenton,	Kimbrough of Stew-	Smith of Talbot,
Davis,	art,	Smith of Tattnall,
Diamond,	Kirby,	Strickland,
Edwards,	Lewis of Hancock,	Terrell,
Fain of Union,	McAfee,	Tomlinson,
Findley,	McConnell,	Walker of Clarke,
Frederick,	McEver,	Webster,
Gilbert,	McGregor,	White,
Hall,	McMillian,	Williams,
Hardeman,	Mintz,	Wimberly.

Those who voted in the negative are Messrs:

Awtry,	Graham,	McWhorter,
Bailey,	Griffith,	Merchison,

Barton,	Grovensteine,	Milledge,
Battle,	Guy,	Mizell,
Batts,	Hardy,	Myers,
Black,	Hames,	Oneal,
Braswell,	Harkness,	Pickett,
Cannon.	Harris of Cobb,	Pittard,
Carter,	Hays,	Price,
Chapman,	Hillyer,	Reid,
Christy,	Hines,	Roberts of Cherokee
Coleman,	Holliday,	Schley,
Conley,	Hopkins,	Sheffield,
Cook,	Hughes,	Shelton,
Cumbe,	Kitchens,	Sherman,
Darden,	Lane,	Sprayberry,
DeLamar	Lazenby,	Taliaferro,
Embry,	Lee,	Taylor,
Everett,	Lewis of Greene,	Wall,
Fain of Fannin,	Lockett,	Westmoreland,
Fannin,	Luffman,	Wilkes,
Faulk,	Marshall,	Willis,
Fincannon,	Mattox,	Worley.
Gay,	McDonald,	
Gordon,	McLean,	

So the bill was lost.

The House went into committee of the whole, Mr. Lewis, of Greene, in the chair, on the bill to be entitled an act for the better preservation of the interests of certain classes of the citizens of this State, by adopting and making valid certain records, and for other purposes.

The same was amended on motion of Mr. Gordon, by filling the blank therein with the sum twelve hundred dollars.

The committee then arose and reported the same back to the House with an amendment.

The report as amended was agreed to. The bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to repeal so much of an act entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, approved March 5th, 1856, as relates to the city of Columbus.

The same was so amended as to embrace in its provisions the city of Rome.

The report as amended was agreed to. The bill was read the third time and passed with the amendment.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker, an act to be entitled an act to authorize James Clarke, ad.

administrator of the estate of Joseph White, deceased, to sell certain slaves therein named at private sale.

The House took up the report of the committee on the bill to be entitled an act to authorize the formen of Grand Juries to swear witnesses.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to give certain privileges therein mentioned to William B. Wofford, of the county of Murray.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend an act entitled an act to regulate the rates of tavern licenses in this State, approved December 15th, 1809, so far as the same relates to the county of Stewart.

The report was agreed to, the bill was read the third time, and on the question of its passage the yeas and nays were required to be recorded. There are yeas 80. There are nays 34.

Those who voted in the affirmative are Messrs:

Awtry,	Findley,	McAfee,
Bailey,	Frederick,	McConnell,
Barton,	Fullmore,	McEver,
Batts,	Gay,	McMillan,
Bell,	Graham,	Milledge,
Bigham,	Griffith,	Mintz,
Black,	Grovensteine,	Mizell,
Boggess,	Hardeman,	Neil,
Brassell,	Hames,	Owens,
Cannon,	Harris of Cobb,	Pittard,
Chapman,	Harrison,	Pruett,
Clarke,	Hillyer,	Roberts of Scriven,
Cook,	Hines,	Shelton,
Crittenden,	Holliday,	Smith of Talbot,
Cumbie,	Howard,	Smith of Tatnall,
Cureton,	Hughes,	Sprayberry,
Daniel,	Jones,	Taylor,
Darden,	Julian,	Terrell,
Davis,	Kimbrough of Harris	Tom'inson,
DeLamar,	Kimbrough of	Walker of Clarke,
Diamond,	Stewart,	Walker of Henry,
Duncan,	Kirby,	Webster,
Edwards,	Lazenby,	Westmoreland,
Everett,	Lee,	White,
Fannin,	Lewis of Greene,	Wilkes,
Faulk,	Lockett,	Willis,
Fincannon,	Mattox,	Wimberly.

Those who voted in the negative are Messrs:

Barrett,	Lane,	Roberts of Cherokee,
Battle,	Luffinan,	Schley,
Causey,	Marshall,	Sheffield,
Coleman,	McDaniel,	Sherman,
Conley,	McGregor,	Smith of Coweta,
Fuller,	McLean,	Strickland,
Guy,	Myres,	Taliaferro,
Hall,	Oneal,	Wall,
Hardy,	Phillips,	Worley,
Harkness,	Powell,	Wright.
Hopkins,	Price,	
Kitchens,	Reid,	

So the bill was passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Joel P. Cline.

The report was agreed to. The bill was read the third time and passed.

The House went into committee of the whole, Mr. Gordon in the chair, on the bill to be entitled an act to appropriate money to build a durable causeway over the Alapahaw river near Irvinville, on the great public road leading from Jacksonville to Albany. After some time spent therein the committee arose and reported the same back to the House without amendment.

The report was agreed to.

On motion of Mr. Diamond, the bill was referred to the committee on Internal Improvement.

Messrs. Everett and Daniel were, on motion, added to the committee on Internal Improvement.

On motion of Mr. White, Mr. Glass was added to the Finance Committee.

The House took up the report of the committee on the bill to be entitled an act to add an additional section to the 10th division of the Penal Code, and for other purposes.

Mr. Hardeman called the previous question, which was seconded and sustained.

The report of the committee was agreed to, the bill was read the third time, and upon the question of the passage of the bill, Mr. Hardeman required the yeas and nays to be recorded, there are yeas 79, nays 50.

Those who voted in the affirmative are Messrs:

Bailey,	Grovensteine,	Merchison,
Barton,	Hardeman,	Milledge,
Battle,	Hames,	Mintz,
Bell,	Harri : of Cobb,	Mizell,
Bigham,	Harper,	Moore of Glynn,
Black,	Harrison,	Neal,
Bogges,	Hines,	Oneal,

Cannon,	Holliday,	Pickett,
Causey,	Howard,	Price,
Chapman,	Julian,	Pittard,
Clarke,	Kenan,	Prueit,
Cook,	Kimbrough of Harris,	Reid,
Craft,	Kimbrough of	Roberts of Scriven,
Crittenden,	Stewart,	Shelton,
Cumbe,	Kirby,	Sherman,
Darden,	Lane,	Smith of Coweta,
Duncan,	Lazenby,	Smith of Talbot,
Edwards,	Lee,	Taylor,
Embry,	Lewis of Greene,	Terrell,
Everett,	Lewis of Hancock,	Tomlinson,
Fain of Fannin,	Mattox,	Webster,
Fannin,	McAfee,	White,
Fincannon,	McCants,	Williams,
Fortner,	McDaniel,	Willis,
Fullmore,	McGregor,	Wright,
Gay,	McLean,	Young.
Griffith,	McWhorter,	

Those voting in the negative are Messrs :

Awtry,	Guy,	Myers,
Barrett,	Hall,	Owens,
Batts,	Hardy,	Phillips,
Braswell,	Harkness,	Roberts of Cherokee,
Conley,	Hays,	Sheffield,
Daniel,	Hillyer,	Smith of Tatnall,
Davis,	Hopkins,	Strickland,
DeLamar,	Hughes,	Taliaferro,
Diamond,	Jones,	Walker of Clarke,
Fain of Union,	Kitchens,	Walker of Henry,
Faulk,	Lockett,	Wall,
Findley,	Luffman,	Westmoreland,
Frederick,	Marshall,	Wilkes,
Fuller,	McConnell,	Wimberly,
Gilbert,	McDonald,	Wood,
Gordon,	McEver,	Worley.
Graham,	McMillian,	

So the bill was passed.

The House took up the report of the committee, on the bill to be entitled an act to amend a portion of an act assented to 30th December, 1847, entitled an act to abolish the allowance of tare or gross weight on bales of unmanufactured cotton.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Harrison in the chair, on the bill to be entitled an act to provide for the compensation of Richard L. Hunter, for services ren-

dered by him in surveying the Oketenokee Swamp. After some time spent therein, the committee arose and reported the same back to the House without amendment.

The report was agreed to. The bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 71, nays 56.

Those who voted in the affirmative are Messrs :

Barton,	Frederick,	Milledge,
Battle,	Fullmore,	Mizell,
Bigham,	Gay,	Phillips,
Bogges,	Gordon,	Powell,
Brassell,	Grovensteine,	Pruett,
Cannon,	Guy,	Reid,
Causey,	Hardy,	Roberts of Scriven,
Christy,	Hardeman,	Sherman,
Clarke,	Hames,	Smith of Coweta,
Conley,	Harper,	Smith of Talbot,
Craft,	Hines,	Smith, of Towns,
Crittenden,	Holliday,	Taliaferro,
Cumbie,	Howard,	Tomlinson,
Cnreton,	Hughes,	Walker of Clarke,
Daniel,	Jones,	Wall,
Darden,	Kenan,	Webster,
Davis,	Lane,	Westmoreland,
Diamond,	Lewis of Greene,	White,
Edwards,	Lewis of Hancock,	Wilkes,
Everett,	Lockett,	Willis,
Fain of Fannin,	Mattox,	Wimberly,
Fain of Union,	McCants,	Wright,
Fannin,	McDonald,	Young.
Faulk,	Merchison,	

Those who voted in the negative, are Messrs :

Awtry,	Harris of Cobb,	McGregor,
Barrett,	Hays,	McWhorter,
Batts,	Hillyer,	Mintz,
Bell,	Hopkins,	Myers,
Black,	Kimbrough of Har-	Oneal,
Braswell,	ris,	Owens,
Chapman,	Kimbrough of Stew-	Pittard,
Cook,	art,	Price,
DeLamar,	Kirby,	Roberts of Cherokee,
Duncan,	Kitchens,	Schley,
Embry,	Lazenby,	Sheffield,
Fincannon,	Lee,	Shelton,
Findley,	Luffman,	Smith of Tattnall,
Fortner,	Marshall,	Strickland,
Fuller,	McConnell,	Taylor,
Gilbert,	McDaniel,	Terrell,

Graham,	McEver,	Walker of Henry,
Griffith,	McLean,	Wood,
Hall,	McMillian,	Worley.
Harkness,		

So the bill was passed.

The House took up as the report of the committee on the bill to be entitled an act to amend an act for the better defining the duties of the Inferior Court of the county of Thomas, as to bridges and public works, and peddlers and for other purposes.

Mr. Lewis, of Hancock, offered as a substitute for the same, a bill to be entitled an act to regulate the retail of spirituous liquors in Hancock county, the same was received.

The report thereon was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to be entitled an act to define the line between the counties of Rabun and Towns.

The report was agreed to. The bill was read the third time and passed.

The House took up as the report of the committee on the bill to be entitled an act to authorize the Justices of the Inferior Court of Union county, to levy an extra tax upon certain conditions therein specified, and for other purposes therein mentioned.

The report was agreed to. The bill was read the third time and passed.

The House took up as the report of the committee on the bill to be entitled an act for the relief of Reuben S. Williams, of Baker county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to repeal an act approved March 5th, 1856, authorizing the Clerks of the Superior and Inferior Courts of the county of Ware, to hold their offices at their residences, if within eight miles of the Court House in said county, and to require them to hold their offices at the Court House in said county or within one mile of said Court House.

The report was agreed to. The bill was read the third time and passed.

The House adjourned until 9½ o'clock a. m. to-morrow.

THURSDAY, DECEMBER 10th, 1857.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Hall and Hays, for a few days on special business.

Mr. Beall moved to reconsider so much of the Journal of yesterday, as relates to the action of the House in regard to the bill repealing the usury laws of this State, &c.

Upon this motion Mr. Diamond, required the yeas and nays to be recorded.

There are yeas 51, nays 78.

Those who voted in the affirmative are Messrs :

Awtry,	Hardeman,	Luffman,
Barton,	Harrison,	Marshall,
Bell,	Hines,	McGregor,
Brassell,	Holliday,	McLean,
Brasswell,	Hopkins,	McMillian,
Cannon,	Howard,	Merchison,
Cook,	Hughes,	Moore of Glynn,
Crittenden,	Jones,	Mott,
DeLamar,	Kenan,	Owens,
Edwards,	Kendall,	Powell,
Embry,	Kimbrough of Stew-	Reid,
Fain of Union,	art,	Schley,
Fannin,	Kitchens,	Shelton,
Faulk,	Lane,	Smith of Talbot,
Frederick,	Lazenby,	Walker of Clarke,
Gordon,	Lewis of Hancock,	Westmoreland,
Griffith,	Lockett,	Wright.

Those who voted in the negative are Messrs :

Bailey,	Gilbert,	Neal,
Barrett,	Graham,	Oneal,
Batts,	Grovensteine,	Phillips,
Bigham,	Hames,	Pickett,
Black,	Harkness,	Pittard,
Boggess,	Harris of Cobb,	Price,
Carter,	Harper,	Pruett,
Causey,	Hays,	Roberts of Scriven,
Chapman,	Hillyer,	Sheffield,
Christy,	Holden,	Sherman,
Clarke,	Julian,	Smith of Coweta,
Coleman,	Kimbrough of Har-	Smith of Tattnall,
Conley,	ris,	Smith of Towns,
Craft,	Kirby	Strickland,
Cumbie,	Lee,	Taliaferro,
Cureton,	Lewis of Calhoun,	Taylor,
Darden,	Lewis of Greene,	Terrell,
Davis,	Mattox,	Tomlinson,
Diamond,	McAfee,	Walker of Henry,
Duncan,	McConnell,	Wall,
Everett,	McDaniel,	Webster,
Fain of Fannin,	McDonald,	White,
Fincannon,	McEver,	Wilkes,

Findley,	McWhorter,	Willis,
Fortner,	Mintz,	Wimberly,
Fuller,	Mizell,	Wood,
Gay,	Myers,	Young.

So the bill was lost.

Mr. Walker, of Henry, moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to compensate Richard L. Hunter for services rendered by him in surveying the Okefenokee Swamp. Upon this question the yeas and nays were required to be recorded. There are yeas 56, nays 72.

Those who voted in the affirmative are Messrs:

Awtry,	Griffith,	Neal,
Barrett,	Hames,	Owens,
Batts,	Harris of Cobb,	Pickett,
Bell,	Harper,	Pittard,
Brasswell,	Harrison,	Price,
Cannon,	Hillyer,	Roberts of Cherokee,
Cook,	Hopkins,	Sheffield,
Cumbie,	Howard,	Shelton,
Darden,	Julian,	Sherman,
DeLamar,	Kirby,	Smith of Talbot,
Duncan,	Kitchens,	Smith of Tatnall,
Edwards,	Lee,	Strickland,
Embry,	McAfee,	Taylor,
Everett,	McConnell,	Tomlinson,
Fincannon,	McDaniel,	Walker of Henry,
Findley,	McEver,	Wall,
Fortner,	McGregor,	Wood,
Gilbert,	McMillian,	Worley.
Graham,	Myers,	

Those who voted in the negative are Messrs:

Bailey,	Grovensteine,	Merchison,
Barton,	Guy,	Milledge,
Battle,	Hardy,	Mintz,
Ligham,	Hardeman,	Mizell,
Black,	Hines,	Moore of Glynn,
Bogges,	Holliday,	Mott,
Brassell,	Hughes,	Phillips,
Carter,	Jones,	Powell,
Christy,	Kenan,	Pruett,
Clarke,	Kendall,	Reid,
Coleman,	Kimbrough of Har-	Roberts of Scriven,
Conley,	ris,	Smith, of Coweta,
Craft,	Kimbrough of Stew-	Smith of Towns,
Crittenden,	art,	Sprayberry,
Cureton,	Lane,	Taliaferro,

Davis,	Lazenby,	Walker of Clarke,
Diamond,	Lewis of Calhoun,	Webster,
Fain, of Fannin,	Lewis of Green,	Westmoreland,
Fain of Union,	Lewis of Hancock,	White,
Fannin,	Lockett,	Wilkes,
Faulk,	Luffman,	Willis,
Frederick,	Marshall,	Wimberly,
Fuller,	McCants,	Wright,
Gay,	McDonald,	Young.
Gordon,	McLeau,	

So the motion was lost.

The rules were suspended and the Senate resolution for the relief of Green M. Wheeler, of Sumter county, Georgia, was taken up, read and agreed to.

The House took up the report of the committee on the bill of the House to be entitled an act to authorize the Justices of the Inferior Court of Butts county to levy an extra tax for the purpose of building a new goal or repairing the old one in said county.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Lewis of Hancock in the chair, on the bill to be entitled an act to purchase the Georgia Military Institute, at Marietta, and provide for the comfort of the cadets who may be sent there for instruction. The same was amended, when, on motion, the committee arose and through their chairman reported the same back to the House as amended.

The report was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded. There are yeas 92, there are nays 39.

Those who voted in the affirmative are Messrs :

Awtry,	Hines,	Mott,
Barton,	Holden,	Neal,
Batts,	Holliday,	Oneal,
Bell,	Hughes,	Owens,
Bigham,	Jones,	Phillips,
Black,	Kenan,	Pickett,
Bogges,	Kendall,	Pittard,
Brassell,	Kimbrough of Har-	Powell,
Cannon,	ris,	Pruett,
Craft,	Kimbrough of Stew-	Reid,
Cumbie,	art,	Roberts of Scriven,
Cureton,	Kirby,	Schley,
Darden,	Lane,	Shelton,
Davis,	Lazenby,	Smith of Talbot,
Diamond,	Lee,	Smith of Tatnall,

Edwards,	Lewis of Calhoun,	Smith of Towns,
Embry,	Lewis of Greene,	Sprayberry,
Fain of Union,	Lewis of Hancock,	Strickland,
Findley,	Lockett,	Taylor,
Frederick,	Marshall,	Terrell,
Fuller,	Mattox,	Walker of Clarke,
Fullmore,	McAfee,	Wall,
Gilbert,	McCants,	Webster,
Gordon,	McDonald,	Westmoreland,
Graham,	McEver,	White,
Griffith,	McGregor,	Wilkes,
Grovensteine,	McLean,	Willis,
Guy,	McMillian,	Wimberly,
Hardeman,	Merchison,	Wright,
Harris of Cobb,	Milledge,	Young.
Harrison,	Mizell,	
Hillyer,	Moore of Glynn,	

Those who voted in the negative are Messrs :

Brasswell,	Fincannon,	Mintz,
Causey,	Fortner,	Myers,
Chapman,	Gay,	Price,
Christy,	Hardy,	Roberts of Cherokee,
Clarke,	Harper,	Smith of Coweta,
Conley,	Hopkins,	Sheffield,
Cook,	Howard,	Sherman,
Crittenden,	Julian,	Taliaferro,
DeLamar,	Kitchens,	Tomlinson,
Everett,	Luffman,	Walker of Henry,
Fain of Fannin,	McConnell,	Williams,
Fannin,	McDaniel,	Wood,
Faulk,	McWhorter,	Worley.

So the bill was passed.

The same was ordered to be transmitted to the Senate without delay.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Rome Mutual Insurance Company, of Rome, Georgia, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize Tallulah Ellen Butts to apply for and receive grants to lot 27, lying in the 10th district of the first section of Ware county, and lot No. 48, in said district and section in said county, each containing 490 acres, upon her paying up in full the amount of the unpaid purchase money due thereon, with interest and the grant fees for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to compel the several Ordinaries, Sheriffs, Coroners and Marshalls of this State to advertise their proceedings in the nearest public gazette to their several offices, and for other purposes herein enumerated, and for other purposes therein designated.

Mr. Faulk moved to lay the same on the table for the balance of the session, and upon this motion required the yeas and nays to be recorded. There are yeas 43, there are nays 84.

Those who voted in the affirmative are Messrs :

Barrett,	Gilbert,	Pickett,
Barton,	Gordon,	Pittard,
Batts,	Graham,	Roberts of Cherokee,
Braswell,	Griffith,	Roberts of Scriven,
Christy,	Hardy,	Sheffield,
Conley,	Harkness,	Strange,
Craft,	Holliday,	Strickland,
Davis,	Hopkins,	Taylor,
DeLamar,	Hughes,	Wall,
Diamond,	Marshall,	Webster,
Duncan,	McConnell,	Wilkes,
Everett,	McEver,	Willis,
Faulk,	McMillian,	Wood.
Fincannon,	Mizell,	
Frederick,	Myers,	

Those who voted in the negative are Messrs :

Awtry,	Harrison,	Milledge,
Battle,	Hillyer,	Mintz,
Bell,	Hines,	Moore of Glynn,
Bigham,	Holden,	Moughon,
Black,	Howard,	Neal,
Boggess,	Jones,	Oneal,
Carter,	Kenan,	Owens,
Causey,	Kendall,	Phillips,
Chapman,	Kimbrough of Har-	Price,
Clarke,	ris,	Pruett,
Cook,	Kimbrough of Stew-	Reid,
Crittenden,	- art,	Shelton,
Cumbe,	Kirby,	Sherman,
Cureton,	Kitchens,	Smith of Coweta,
Darden,	Lazenby,	Smith of Talbot,
Edwards,	Lee,	Smith of Tattall,
Fain of Fannin,	Lewis of Calhoun,	Taliaferro,
Fain of Union,	Lewis of Greene,	Terrell,
Fannin,	Lewis of Hancock,	Tomlinson,

Findley,	Lockett,	Walker of Clarke,
Fuller,	Luffman,	Walker of Henry,
Fullmore,	Mattox,	Westmoreland,
Gay,	McCants,	White,
Grovensteine,	McDaniel,	Williams,
Guy,	McDonald,	Wimberly,
Hardeman,	McGregor,	Worley,
Hames,	McLean,	Wright,
Harris of Cobb,	McWhorter,	Young.
Harper,	Merchison,	

So the motion was lost.

The bill, on motion of Mr. Smith of Towns was referred to the Judiciary Committee.

The House went into committee of the whole, Mr. Hillyer in the chair, on the bill to be entitled an act to endow the Atlanta Medical College. After some time spent therein, the committee arose and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and on the question of its passage the yeas and nays were required to be recorded. There are yeas 63, there are nays 60.

Those who voted in the affirmative, are Messrs :

Awtry,	Fuller,	McDonald,
Barton,	Fullmore,	McDaniel,
Battle,	Gordon,	Milledge,
Batts,	Grovensteine,	Mintz,
Bell,	Guy,	Moore of Glynn,
Bigham,	Hames,	Myers,
Black,	Harkness,	Owens,
Boggess,	Harris of Cobb,	Pickett,
Brassell,	Harper,	Powell,
Chapman,	Harrison,	Price,
Craft,	Hillyer,	Pruett,
Crittenden,	Holden,	Roberts of Scriven,
Cumbie,	Holliday,	Shelton,
Davis,	Hughes,	Smith of Talbot,
DeLamar,	Jones,	Smith of Towns,
Diamond,	Kenan,	Sprayberry,
Duncan,	Kirby,	Webster,
Edwards,	Lane,	Wilkes,
Everett,	Lazenby,	Willis,
Fain of Fannin,	Lewis of Greene,	Wimberly,
Fain of Union,	Lewis of Hancock,	Young.

Those who voted in the negative are Messrs :

Barrett,	Kendall,	Phillips,
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Braswell,	Kimbrough of Stew-	Pittard,
Carter,	art,	Reid,
Causey,	Kitchens,	Roberts of Cherokee,
Clarke,	Lee,	Schley,
Conley,	Lewis of Calhoun,	Sheffield,
Darden,	Luffman,	Sherman,
Fannin,	Marshall,	Smith of Coweta,
Faulk,	Mattox,	Smith of Tatnall,
Findley,	McAfee,	Strickland,
Gilbert,	McConnell,	Taliaferro,
Graham,	McEver,	Taylor,
Griffith,	McGregor,	Tomlinson,
Hardy,	McLean,	Walker of Clarke,
Hardeman,	McMillian,	Walker of Henry,
Hines,	McWhorter,	Wall,
Hopkins,	Merchison,	White,
Howard,	Mizell,	Williams,
Julian,	Mott,	Wood,
Kimbrough of Har-	Neal,	Worley.
ris,	Oneal,	

So the bill was passed.

The House took up the report of the committee on the bill to be entitled an act to prevent non-residents of the county of Colquitt from camp-hunting, and for other purposes.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act for the relief of Frances C. McCutchen, of Merriwether county, wife of Wm. W. McCutchen.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Milledge in the chair, on the bill to be entitled an act to authorize the Tax Collector of the county of Union to retain the State tax of said county for the next two years, and for other purposes.

The same was amended by extending its provisions to the county of Worth, when the committee arose and reported the bill back to the House as amended.

The report was agreed to and the bill was recommitted.

Mr. Lewis of Hancock moved its indefinite postponement, and upon this question the yeas and nays were required to be recorded.

There are yeas 88, there are nays 35.

Those who voted in the affirmative are Messrs :

Barrett,	Harrison,	McWhorter,
Battle,	Hines,	Merchison,
Batts,	Holliday,	Mizell,
Bell,	Hopkins,	Mott,
Black,	Howard,	Myers,
Braswell,	Hughes,	Neal,
Causey,	Jones,	Phillips,
Chapman,	Julian,	Pittard,
Christy,	Kendall,	Powell,
Conley,	Kimbrough of Har-	Reid,
Craft,	ris,	Roberts of Cherokee,
Cumbe,	Kimbrough of Stew-	Schley,
DeLamar,	art,	Sherman,
Duncan,	Kirby,	Smith of Coweta,
Edwards,	Kitchens,	Smith of Talbot,
Everett,	Lazenby,	Smith of Tattnall,
Faulk,	Lee,	Taylor,
Fortner,	Lewis of Greene,	Terrell,
Frederick,	Lewis of Hancock,	Tomlinson,
Fullmore,	Lockett,	Walker of Clarke,
Gilbert,	Luffman,	Walker of Henry,
Gordon,	Marshall,	Wall,
Griffith,	Mattox,	White,
Grovensteine,	McConnell,	Wilkes,
Hardy,	McDaniel,	Williams,
Hardeman,	McDonald,	Willis,
Hames,	McEver,	Wimberly,
Harkness,	McGregor,	Worley,
Harris of Cobb,	McLean,	Wright,
Harper,	McMillian,	Young.

Those who voted in the negative, are Messrs :

Awtry,	Findley,	Owens,
Bigham,	Gay,	Pickett,
Bogges,	Graham,	Price,
Brassell,	Hillyer,	Pruett,
Cannon,	Holden,	Sheffield,
Cook,	Kenan,	Shelton,
Crittenden,	Lewis of Calhoun,	Smith, of Towns,
Cureton,	McAfee,	Sprayberry,
Diamond,	Milledge,	Strickland,
Fain of Fannin,	Mintz,	Taliaferro,
Fain of Union,	Moore of Glynn,	Webster.
Fincannon,	Oneal,	

So the bill was indefinitely postponed.

The House adjourned until 2½ o'clock p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

The rules were suspended and the bill for the relief of Augustus H. Kenan was referred to the Judiciary Committee; and the bill to incorporate a Trust Company, in the city of Dalton, was referred to the Committee on Banks.

Both of these bills were also read the second time.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Jeremiah Gafford, of the county of Stewart, and others therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to be entitled an act to amend an act entitled an act to authorize the Wills Valley Railroad Company, incorporated by the Legislature of the State of Alabama, or any other railroad company incorporated by the Legislature of the State of Alabama, that may be associated with the Wills Valley Railroad Company, to construct a railroad through the county of Dade to some point on the Nashville and Chattanooga Railroad, in said county of Dade and State of Georgia, and for other purposes therein specified.

Also, to incorporate a plank road company for the purpose of constructing a road from Augusta to a point on the Savannah river, opposite to the mouth of Stevens' Creek, or within ten miles of thereof.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to define the line between the counties of Rabun and Towns.

The House took up the report of the committee on the bill of the House to be entitled an act to authorize the Inferior Courts of the several counties of this State, upon the recommendation of the first Grand Jury, to levy an extra tax for pauper purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the Mayor, or the Mayor and Aldermen, of the city of Columbus, to remove the occupants or inmates of lewd or disorderly houses in said city.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend the first section an act entitled an act to provide compensation for the commissioned officers, non-commissioned officers, musicians and privates of certain companies of volunteers mustered into the service of the State of Georgia by virtue of an act assented to the 26th December, 1837, so as to prolong the time for presenting claims.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Wade H. Raulerson, a minor; to confer certain privileges, and to impose certain obligations upon the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to provide and establish an authentic map of the State of Georgia, and to purchase copies of the same.

This bill was, on motion, indefinitely postponed.

The House took up the report of the committee on the bill to be entitled an act more effectually to protect the navigation of the Savannah river, and to secure the free passage of boats and fish up the same from Augusta to the Union of the Seneca and Tugaloo rivers, at Anderson, and for other purposes therein mentioned.

The same was amended, on motion of Mr. Milledge.

Mr. Smith of Towns moved to lay the bill and amendment on the table for the balance of the session.

Upon this motion the yeas and nays were required to be recorded. There are yeas 70, there are nays 53.

Those who voted in the affirmative are Messrs:

Barrett,	Harkness,	McEver,
Batts,	Harris of Cobb,	McGregor,
Black,	Harrison,	Mizell,
Boggess,	Hillyer,	Myers,
Cannon,	Hines,	Oneal,
Christy,	Holden,	Owens,
Clarke,	Holliday,	Pruett,
Conley,	Hopkins,	Roberts of Scriven,
Craft,	Howard,	Schley,
Crittenden,	Julian,	Sheffield,
Cumbie,	Kimbrough of Har-	Shelton,
Davis,	ris,	Smith of Tattnall,
DeLamar	Lane,	Smith of Towns,
Diamond,	Lee,	Strickland,
Everett,	Lewis of Calhoun,	Taliaferro,
Fain of Fannin,	Lockett,	Walker of Henry,

Fain of Union,	Luffman,	Wall,
Faulk,	Marshall,	Webster,
Fincannon,	Mattox,	Westmoreland,
Findley,	McAfee,	Wilkes,
Fortner,	McCants,	Willis,
Graham,	McConnell,	Wood,
Griffith,	McDaniel,	Young.
Hardy,	McDonald,	

Those who voted in the negative are Messrs :

Awtry,	Gordon,	Mott,
Bailey,	Grovensteine,	Neal,
Barton,	Hardeman,	Phillips,
Battle,	Hames,	Pickett,
Bell,	Harper,	Pittard,
Bigham,	Jones,	Price,
Braswell,	Kendall,	Roberts of Cherokee,
Carter,	Kimbrough of Stew-	Sherman,
Cureton,	art,	Smith of Coweta,
Darden,	Kirby,	Smith of Talbot,
Duncan,	Kitchens,	Taylor,
Edwards,	Lazenby,	Terrell,
Fannin,	Lewis of Hancock,	Tomlinson,
Frederick,	McLean,	Walker of Clarke,
Fuller,	McMillian,	White,
Fullmore,	McWhorter,	Williams,
Gay,	Merchison,	Wimberly,
Gilbert,	Milledge,	Worley.

So the same prevailed and the bill was indefinitely postponed.

Leave of absence was granted to Messrs. Schley and Frederick for a few days on special business.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Georgia Mining, Smelting and Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

A resolution for the relief of Green M. Wheeler of Sumter county.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills :

A bill to be entitled an act to lay out and organize a new county from the counties of Irwin, Dooly and Pulaski.

Also a bill to be entitled an act to appoint Ursula J. Bush

and Bryant Pace, a committee to define the line between the counties of Miller and Early.

Also a bill to be entitled an act for the relief of William L. Gordon of the county of Spalding.

The House took up the report of the committee on the bill to be entitled an act to increase the fees of witnesses in all civil and criminal cases in the Superior Court of Emmanuel county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the Ordinary of Cass county to pay Mary E. Heath the sum of \$28 22 cts. for teaching poor children.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Milledge in the chair, on the bill to be entitled an act to authorize Robert Allen, the present county Surveyor of the county of Habersham and Obediah T. Dickerson, the present county Surveyor of the county of Rabun, to survey the sixth district of originally Habersham, and to appropriate money for the same. The bill was amended, after which the committee arose and reported it back to the House as amended.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend the fifth section of an act entitled an act to amend an act passed the 18th day of December, 1834, entitled an act to make permanent the public buildings in the town of Cuthbert in Randolph county, and to incorporate the same, approved December 16th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Virginia V Collins, of the county of Richmond.

The same was amended by extending its provisions to others therein named.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to amend the third section of an act approved 25th December, 1845, to amend the charter of the city of Columbus, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee of the whole, Mr. Gordon in the chair, on the bill to be entitled an act to appropriate money for the relief of the town of Thomasville.

After some time spent therein, the committee arose, and through their chairman, reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to amend the fourth section of an act incorporating the city of Dalton, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

Leave of absence was granted Mr. Milledge for a few days on special business.

The House took up the report of the committee on the bill to be entitled an act for the relief of Francis Abbott of the county of Warren.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend an act incorporating the town of Thomasville, and to grant certain privileges to the same, approved March 6th, 1856.

The report was agreed to. The bill was read the third time and passed.

The resolution regulating the hours of meeting and adjournment, was suspended, after this evening, for a few days, for the purpose of meeting at night, and reading bills of the House the second time, and those of the Senate the first and second time.

The House adjourned until nine and a half o'clock, a. m. to-morrow.

FRIDAY, DECEMBER 11th, 1857.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Barton, Sherman, Hardeman and Hines for a few days on special business.

On motion of Mr. Gordon, so much of the Journal of yesterday as relates to the rejection of the bill prohibiting non-residents of Colquitt county from camp-hunting in said county, was reconsidered.

On motion of Mr. Lewis of Hancock, so much of the Journal of yesterday as relates to the passage of the bill amendatory of the act incorporating the town of Cuthbert in Randolph county, was reconsidered.

The House took up the report of the committee on the bill to be entitled an act to repeal so much of an act approved March 5th, 1856, entitled an act to organize and establish a

Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, as relates to the city of Atlanta.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Southern Mutual Life Insurance Company.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to provide for the disposition of money raised by fines on account of road duties in the county of Thomas, and to alter existing laws for that purpose.

The report was agreed to, the bill was read the third time and passed.

Mr. Kirby from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act for the relief of Jeremiah Gafford of the county of Stewart, and others therein named.

The House took up the report of the committee on the bill to be entitled an act for the relief of Mrs. Maria W. Wooldridge, wife of Isaac W. Wooldridge of Newton county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act amendatory of the several acts of force in reference to the corporation of the city of Milledgeville.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to point out the mode of levying and collecting distress warrants for fines issued by the General Board of Road Commissioners of the county of Chatham, to define the liability of the levying officer, and to establish his fees; the same was amended.

The report as amended was agreed to. The bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to include certain lots in the county of Dooley within the limits of Houston county.

The same was amended; the report as amended was agreed to.

Mr. Battle moved to lay the bill and amendments on the table for the remainder of the session.

Upon this question Mr. Hillyer required the yeas and nays to be recorded; there are yeas 35, nays 75.

Those who voted in the affirmative, are Messrs:

Battle,	Graham,	Mott,
Bell,	Grovensteine,	Roberts of Scriven,
Brantley,	Harrison,	Sheffield,
Brasswell,	Holden,	Smith of Talbot,
Clarke,	Howard,	Walker of Clarke,
Cureton,	Hughes,	Walker of Henry,
Darden,	Lazenby,	White,
DeLamar,	Lewis of Hancock,	Williams,
Edwards,	Lockett,	Willis,
Fannin,	Luffman,	Wimberly,
Fuller,	McDonald,	Wood.
Gordon,	McEver,	

Those who voted in the negative are Messrs:

Awtry,	Harris of Cobb,	Neal,
Barrett,	Hays,	Oueal,
Batts,	Hillyer,	Owens,
Black,	Holliday,	Phillips,
Bogges,	Hopkins,	Pittard,
Brassell,	Julian,	Powell,
Causey,	Kendall,	Price,
Chapman,	Kimbrough of Har-	Pruett,
Christy,	ris,	Roberts of Cherokee,
Conley,	Kimbrough of Stew-	Schley,
Cook,	art,	Shelton,
Craft,	Kirby,	Smith, of Coweta,
Crittenden,	Kitchens,	Smith of Tatnall,
Davis,	Lane,	Smith of Towns,
Diamond,	Lee,	Strickland,
Duncan,	Marshall,	Taylor,
Fain of Fannin,	McAfee,	Terrell,
Fain of Union,	McCants,	Tomlinson,
Faulk,	McConnell,	Wall,
Fincannon,	McGregor,	Webster,
Findley,	McLean,	Westmoreland,
Gay,	McMillian,	Wilkes,
Gilbert,	McWhorter,	Worley.
Griffith,	Mintz,	Wright,
Hardy,	Mizell,	Young.
Harkness,	Myers,	

So the motion to lay on the table was lost.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Smith, of Towns, the rules were suspended and the resolution requesting our Senators and Representatives in Congress to urge upon Congress measures for the extinguishment of Indian titles to certain lands in this State was taken up, read, agreed to, and ordered to be transmitted to the Senate without delay.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. President :—The Senate has passed the following bills:

A bill to be entitled an act to amend the charter of the Macon and Brunswick Railroad Company, and to define more particularly the powers and privileges of said Company, and for other purposes.

Also a bill to be entitled an act for the relief and benefit of Mary A. J. Perry, of the county of Muscogee, and to authorize the Court to make her trustee of her own property.

Also a bill to be entitled an act for the relief of Alexander U. Morgan, of the county of Calhoun, and to legalize his intermarriage with Amanda Smith.

The resolution relative to the increase of mail service between Albany and Bainbridge, Georgia, was taken up, read and agreed to. The Clerk was directed to transmit the same to the Senate forthwith.

A resolution increasing the mail service between Doctor Town and Holmesville, and Doctor Town and Waynesville, via Pendarvis' store, which was amended in the Senate, was taken up, and the Senate amendment to the same taken up and concurred in.

The House took up the report of the committee on the bill to be entitled an act to amend the tax laws of this State so far as relates to poll tax.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Southern Copper Mining Company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The Clerk was directed to transmit the same to the Senate without delay.

The House took up the report of the committee on the bill to be entitled an act to lay out a new county from the counties of Cherokee, Cobb and Forsyth, and for other purposes.

The report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded. There are yeas 55, there are nays 65.

Those who voted in the affirmative are Messrs :

Awtry,	Guy,	Pickett,
Bailey,	Hardy,	Price,
Barrett,	Harkness,	Pruett,
Batts,	Harris of Cobb,	Roberts of Cherokee,
Black,	Harrison,	Sheffield,
Bogges,	Holliday,	Shelton,
Brassell,	Jones,	Smith of Coweta,
Carter,	Kitchens,	Smith of Towns,

Chapman,	Lee,	Strickland,
Conley,	Luffman,	Taliaferro,
Craft,	McAfee,	Taylor,
Crittenden,	McConnell,	Wall,
DeLamar,	McEver,	Webster,
Fain of Fannin,	Merchison,	Westmoreland,
Fain of Union,	Mintz,	Wood,
Faulk,	Mizell,	Worley,
Fincannon,	Moore of Glynn,	Young.
Findley,	Myers,	
Gilbert,	Neal,	

Those who voted in the negative are Messrs :

Battle,	Hays,	McMillian,
Bell,	Hillyer,	McWhorter,
Bigham,	Holden,	Mott,
Brantley,	Hopkins,	Oneal,
Braswell,	Howard,	Owens,
Cannon,	Hughes,	Phillips,
Causey,	Julian,	Pittard,
Christy,	Kenan,	Reid,
Cook,	Kendall,	Roberts of Scriven,
Cureton,	Kimbrough of Har-	Schley,
Darden,	ris,	Smith of Talbot,
Davis,	Kimbrough of Stew-	Smith of Tattnall,
Diamond,	art,	Terrell,
Duncan,	Kirby,	Walker of Clarke,
Edwards,	Lane,	Walker of Henry,
Everett,	Lazenby,	White,
Fannin,	Lewis of Greene,	Wilkes,
Fuller,	Lewis of Hancock,	Williams,
Gordon,	Lockett,	Willis,
Griffith,	Mattox,	Wimberly,
Grovensteine,	McDaniel,	Wright.
Hames,	McGregor,	
Harper,	McLean,	

So the bill was lost.

The House took up the report of the committee on the bill to be entitled an act to repeal the 5th section of an act entitled an act to amend an act to incorporate the town of Lumpkin, in Stewart county, approved January 16th, 1850.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the issuing of alias executions in vacation by the several Courts of Law within this State, when the originals have been lost.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill

to be entitled an act to point out the mode and manner in which open accounts shall be proved, so far as relates to the county of Decatur.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the trustees of Glynn county Academy to lease or sell the Academy buildings and estate of said Academy, and to protect the property and collect the funds of the same, and for other purposes therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Phebe Burnett, wife of Benjamin M. Burnett, of the county of Carroll. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to extend and define the corporate limits of the town of Holmesville, in the county of Appling.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to add a part of the county of Murray to the county of Gilmer.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to change the name of the Montrose Manufacturing Company of Hancock county, to that of the Montour Manufacturing Company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Oak Grove Academy, in the county of Upson, to appoint trustees for the same, and for other purposes therein specified.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of William L. Dallas. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Lewis, of Hancock, in the chair, on the bill to be entitled an act to provide for the preservation of the public records, and for other purposes therein specified. After some time spent therein the

committee arose, and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to grant to Raymond Thomassy the use of all the land on Tybee Island belonging to the State of Georgia, on certain conditions, and to allow him to own and transfer real estate.

On motion of Mr. Gordon, the was amended by striking out the word "own."

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up, amended and agreed to a resolution relative to the re survey of a certain tract of land on Tybee Island.

The House took up the report of the committee on the bill to be entitled an act to authorize William Douglass, of the county of Appling to peddle and vend goods, wares and merchandize without paying license, in certain counties therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend the 12th section of an act entitled an act to levy and collect a tax for each of the political years 1852 and 1853, and thereafter until repealed, approved January 9th, 1852.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Diamond in the chair, on the bill to be entitled an act to alter and amend the several acts heretofore passed for the establishment of the State Lunatic Asylum; designation of individuals subject to be committed, forms, &c, of commitment, and also to appropriate money for the completion of improvements in progress at the Asylum, and for other purposes.

After some time time spent therein the committee arose and reported the same back to the House without amendment.

Mr. Taliaferro moved to amend by striking from the 6th section seven thousand dollars for the purpose of repairing the roof.

Upon this question, the yeas and nays, by Mr. Schley, were required to be recorded. There are yeas 33, there are nays 79.

Those who voted in the affirmative are Messrs:

Bell,	Luffman,	Price,
Braswell,	Mattox,	Pruett,
Causey,	McAfee,	Schley,
Fain of Union,	McLean,	Smith of Tattnall,

Faulk,	McMillian,	Strickland,
Fincannon,	McWhorter,	Taliaferro,
Fortner,	Moore of Glynn,	Tomlinson,
Graham,	Myers,	Walker of Henry,
Hardy,	Oneal,	Wall,
Holliday,	Owens,	Wood.
Kimbrough of Stew-	Phillips,	
art,	Pickett,	

Those who voted in the negative are Messrs :

Awtry,	Gordon,	McDaniel,
Barrett,	Griffith,	McEver,
Battle,	Grovensteine,	McGregor,
Batts,	Hames,	Merchison,
Bigham,	Harkness,	Mintz,
Black,	Harris of Cobb,	Mott,
Boggess,	Harper,	Neal,
Brantley,	Harrison,	Pittard,
Brassell,	Hays,	Reid,
Cannon,	Hillyer,	Roberts of Cherokee,
Cook,	Holden,	Roberts of Scriven,
Craft,	Hopkins,	Sheffield,
Crittenden,	Howard,	Shelton,
Cureton,	Hughes,	Smith of Towns,
Darden,	Jones,	Taylor,
Davis,	Julian,	Terrell,
DeLamar,	Kenan,	Walker of Clarke,
Diamond,	Kimbrough of Har-	Webster,
Duncan,	ris,	Westmoreland,
Edwards,	Kirby,	Wilkes,
Everett,	Lane,	Williams,
Fain of Fannin,	Lazenby,	Willis,
Fannin,	Lee,	Wimberly,
Findley,	Lewis of Greene,	Worley,
Fullmore,	Lewis of Hancock,	Wright,
Gay,	Lockett,	Young.
Gilbert,	Marshall,	

So the amendment was not received.

The House adjourned until two and a half o'clock p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, viz :

The bill relative to the Lunatic Asylum.

On motion of Mr. Price, of Pickens, the word "two" in the

8th section of the same was stricken out and the word "one" inserted.

The report as amended was agreed to, the bill was read the third time, and on the question of its passage, Mr. Kitchens required the yeas and nays to be recorded. There are yeas 79, there are nays 35.

Those who voted in the affirmative are Messrs :

Awtry,	Fullmore,	Merchison,
Bailey,	Gay,	Mintz,
Barrett,	Gilbert,	Mott,
Barton,	Gordon,	Moughon,
Battle,	Griffith,	Neal,
Batts,	Grovensteine,	Owens,
Bell,	Hardy,	Phillips,
Bigham,	Hames,	Pickett,
Black,	Harkness,	Pittard,
Boggess,	Harris of Cobb,	Powell,
Brantley,	Harrison,	Pruett,
Brassell,	Hillyer,	Reid,
Cannon,	Holden,	Roberts of Cherokee,
Christy,	Holliday,	Roberts of Scriven,
Conley,	Howard,	Shelton,
Craft,	Jones,	Sprayberry,
Crittenden,	Julian,	Taylor,
Cureton,	Kenan,	Terrell,
Darden,	Kendall,	Walker of Clarke,
Davis,	Kimbrough of Har-	Webster,
DeLamar,	ris,	Westmoreland,
Duncan,	Kirby,	White,
Edwards,	Lane,	Wilkes,
Fain of Union,	Lazenby,	Willis,
Fannin,	Lewis of Hancock,	Wright,
Findley,	Marshall,	Young.
Fuller,	McConnell,	

Those who voted in the negative are Messrs :

Brasswell,	Lewis of Greene,	Sheffield,
Causey,	Lockett,	Smith of Coweta,
Chapman,	Mattox,	Smith of Talbot,
Everett,	McDaniel,	Smith of Tatnall,
Faulk,	McGregor,	Strickland,
Fincannon,	McLean,	Taliaferro,
Fortner,	McMillian,	Tomlinson,
Graham,	McWhorter,	Walker of Henry,
Guy,	Mizell,	Wall,
Hays,	Myers,	Williams,
Kitchens,	Oneal,	Wood.
Lee,	Price,	

So the bill was passed.

The House took up the report of the committee on the bill to be entitled an act to amend an act entitled an act approved January 22d, 1852, to authorize certain persons to practice medicine upon the Homeopathic plan, and charge for the same, so far as relates to B. F. C. Bomar, of Cass county.

The report was agreed to, the bill was read the third time and passed.

Mr. Kirby from the Committee on Enrollment reports as duly enrolled and ready for the signature of the Speaker :

A resolution requesting our Senators and Representatives in Congress, to use their influence to procure certain Tri-weekly Mail Lines in this State.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Chattahoochee Bridge company, and for other purposes therein specified.

The report was agreed to, the bill was read the third time and passed.

The said bill to incorporate the Chattahoochee Bridge Company between Carroll and Coweta counties, being before the House of Representatives, the Speaker called the attention of the House to the amendment of the Constitution, approved February 7th, 1854, and December 12th, 1855, section 2d of which reads as follows, viz :

Sec. 2d. And be it further enacted, that the following words shall be added to the first article of the constitution as an additional section thereof, to-wit :

The Legislature shall have no power to change names, nor to legitimate persons, not to make or change precincts, nor to establish bridges or ferries, but shall by law prescribe the manner in which said power shall be exercised by the Superior or Inferior Courts, and the privileges to be enjoyed. The Honorable Speaker suggested the propriety of the Legislature making the provisions contemplated.

Mr. Bigham, of Troup, moved to refer the subject to the Judiciary Committee with instructions to report a bill on this subject.

The motion prevailed, and the matter was referred with instructions.

The House took up the report of the committee on the bill to be entitled an act to repeal the bail laws of this State, except in certain cases therein named.

The report was agreed to. The bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to remunerate the Receiver of Tax Returns for the county of Chatham, for sundry services performed by him, wherein no compensation is now allowed by law, and otherwise to define his duties.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee, on the bill to be entitled an act to authorize and require the Ordinary of Cass county, to pay Riley Milam and R. A. West, of said county for teaching poor children in said county, in 1856.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to appoint county Treasurers, and define their duties so far as relates to the counties of Troup, Carroll, Crawford, Murray, Monroe, Montgomery, Pike, Appling, Randolph, Warren, Fayette, Chatham, Cherokee and Stewart, and to give to the people of said counties, the election of Treasurer, approved December 20th, 1849, so far as relates to the county of Chatham.

The report was agreed to. The bill was read the third time and passed.

On motion of Mr. Gordon, the Clerk was directed to transmit the same to the Senate without delay.

The House took up the report of the committee on the bill to be entitled an act to amend the tax laws of this State.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Gordon in the chair, on the bill to be entitled an act for the relief of Augustus H. Kenan. After some time spent therein the committee arose and reported the same back to the House without amendment.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to compel all non-residents of the county of Clinch, owning and pening cattle in said county to pay a tax of ten cents per head on said cattle, and said tax to become a portion of the poor school fund of said county.

The report was agreed to, the bill was read the third time and passed.

Leave of absence for a few days on special business was granted Messrs. Jones, of Warren, Faulk, of Twiggs, and Lewis, of Greene, also, to Messrs. Lewis, of Hancock, and Gordon, of Chatham.

The House took up the report of the committee on the bill to be entitled an act to repeal all laws granting exemptions from Jury duty in the Superior and Inferior Courts of the county of Chatham, and for other purposes therein named.

Mr. Gordon offered the following amendment, viz:

The members of the Savannah Fire Company, and the members of the several white Fire Companies in the city of Savannah be included among the exempted.

Upon the question of receiving the same, Mr. Gordon required the yeas and nays to be recorded.

There are yeas 31, nays 61.

Those who voted in the affirmative are Messrs :

Bailey,	Hillyer,	Phillips,
Bell,	Hughes,	Pittard,
Brasswell,	Kendall,	Powell,
Cannon,	Lane,	Roberts of Scriven,
Darden,	Lewis of Hancock,	Sprayberry,
Davis,	Luffman,	Taliaferro,
Edwards,	McLean,	Terrell,
Fannin,	McMillian,	Tomlinson,
Gordon,	Merchison,	Willis.
Graham,	Mizell,	
Hardy,	Mott,	

Those who voted in the negative are Messrs:

Barrett,	Fortner,	Oneal,
Battle,	Fullmore,	Pickett,
Batts,	Gilbert,	Price,
Bigham,	Griffith,	Pruett,
Black,	Harrison,	Roberts of Cherokee,
Bogges,	Hays,	Sheffield,
Brantley,	Holliday,	Shelton,
Brassell,	Hopkins,	Smith of Coweta,
Causey,	Howard,	Smith of Tattnall,
Clarke,	Johnson,	Strickland,
Coleman,	Julian,	Taylor,
Conley,	Kirby,	Walker of Clarke,
Craft,	Kitchens,	Walker of Henry,
Crittenden,	Lazenby,	Wall,
DeLamar,	Lee,	Webster,
Diamond,	Marshall,	White,
Duncan,	Mattox,	Wilkes,
Fain of Fannin,	McDaniel,	Wood,
Fain of Union,	McEver,	Young.
Faulk,	McGregor,	
Fincannon,	Mintz,	

So the same was not received.

The report was agreed to, the bill read the third time and passed.

The House adjourned until 7 o'clock p. m.

SEVEN O'CLOCK P. M.

The House met pursuant to adjournment.

Messrs. Hillyer and Diamond were on motion, added to the committee on Agriculture and Internal Improvements.

Said committee was excused for the evening.

Mr. Kirby from the Committee on Enrollment reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act to amend an act to entitled an act to authorize the Wills Valley Railroad Company incorporated by the Legislature of the State of Alabama, to construct their Railroad through Dade county, Georgia, and for other purposes, &c.

The following bills of the House were read the second time and ordered to be engrossed for the third reading viz :

A bill to be entitled an act for the relief of the estate of John Newsom, late of the county of Putnam, deceased, and John A Cogbun, of said county, as administrator of said estate.

A bill to be entitled an act for the relief of Lucy P. Cox, alias Lucy P Watt, of Muscogee county

The following bill was read the second time and referred to the committee on finance, viz :

A bill to be entitled an act for the relief of the Tax Collector of the county of Wilkinson.

The bill to be entitled an act to make the acts of Joseph J. Hall legal &c., was read the second time and referred to the committee on Judiciary.

The following bills of the House were read the second time and committed for the third reading, viz :

A bill to be entitled an act for the relief of B. P Peace, who lost his leg at the battle of Hickory Point, in Kansas.

A bill to be entitled an act to lay off and organize a new county from the counties of Dooly, and Worth, and to add the same to a Judicial and Congressional District.

A bill to be entitled an act to require the payment of tax fees in certain cases herein specified.

A bill entitled an act to prevent the traffic and sale of marks and brands of stock running at large in the county of Lee.

A bill to be entitled an act to incorporate the Thunderbolt and Skidaway Ferry, Plank and Shell Road Company.

A bill to be entitled an act to incorporate the Young Physic Medical College of the State of Georgia.

A bill to be entitled an act to require the Governor of this State to appoint a Bank Visitor, and for other purposes.

A bill to be entitled an act to abolish the Penitentiary and for other purposes.

A bill to be entitled an act to incorporate the Milledgeville Manufacturing Company.

A bill to be entitled an act to compensate Dr. H. W Brown for medical services rendered to the citizens of Griffin, in Spalding county, during the prevalence of small pox in said city in the present year, 1857.

A bill to be entitled an act to consolidate the offices of the Clerks of the Superior and Inferior Courts of the county of Harrahsan.

A bill to be entitled an act to protect the property of the public and public charitable institutions.

A bill to be entitled an act to authorize and require the Ordinary of Warren county to pay to W. G. Lazenby, a teacher of poor children, as also Elisha Allen, a teacher of poor children in said county.

A bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Burk to levy an extra tax for educational purposes.

A bill to be entitled an act to provide more effectually for the enforcement of the patrol laws, so far as relates to the county of Liberty, and for other purposes.

A bill to be entitled an act to change the county lines between Houston and Pulaski.

A bill to be entitled an act more effectually to carry into effect the thirteenth section of the fourth article of the Constitution of the State of Georgia, to promote the arts and sciences and provide for the education of teachers at the State University, and for other purposes.

A bill to be entitled an act for the relief of all teachers of poor children in the county of Hancock.

A bill to be entitled an act to confer certain privileges upon James D. Arnold, of Coweta county, and to make lawful his acts and to give him authority to transact business as though he were of full age.

A bill to be entitled an act for the relief of the city of Covington.

A bill to be entitled an act to authorize the Justices of the Inferior Court in Taliaferro county to retain one-half of the State tax, and for other purposes.

A bill to be entitled an act to appropriate money for the support of the Government for the political year of 1858, and for other purposes therein mentioned.

A bill to be entitled an act for the relief of Elizabeth A. Wright, formerly Elizabeth A. Peel.

A bill to be entitled an act to alter and amend the thirty-fifth section of the fourteenth division of the Penal Code.

A bill to be entitled an act to repeal an act to provide for the trial by the Superior Courts of the State of any slave or slaves or free persons of color charged with any capital offence against the laws of this State, approved February 14th, 1850, and to provide for the trial of the same.

A bill to be entitled an act to alter and amend the charter of the Atlantic and Gulf Railroad Company.

A bill to be entitled an act to provide for the collection of taxes on all vacant or uncultivated lands in this State, to prescribe additional duties of the Comptroller General and the

several Tax Collectors of this State, and for other purposes therein mentioned.

A bill to be entitled an act to exempt from levy and sale under attachments or executions, certain property therein named.

A bill to be entitled an act to amend the several laws in relation to the town of Athens, and to extend the powers of the corporate authorities thereof.

A bill to be entitled an act to incorporate the town of Swainsboro, in Emmanuel county.

A bill to be entitled an act to incorporate the Savannah Seamen's Friend Society, and for other purposes.

A bill to be entitled an act to extend the corporate limits of the town of Marshallville, in Macon county.

A bill to be entitled an act to amend the several acts now in force touching the corporation of the town of Madison, Morgan county, in this State, and for other purposes.

A bill to be entitled an act to repeal an act approved February 20th, 1854, entitled an act to amend the tenth section of the tenth division of the Penal Code of this State, and to revive the said tenth section of said tenth division.

A bill to be entitled an act to incorporate Montour Village of Hancock county, and appoint commissioners for the same, and define the limits thereof.

A bill to be entitled an act to define how many Justices of the Inferior Court of this State shall concur in opinion to make the judgment of said Court.

A bill to be entitled an act to regulate certain bonds therein mentioned.

A bill to be entitled an act to alter and amend an act entitled an act to make valid the bonds taken by the Sheriffs of this State and their deputies, Coroners and Constables from defendants in execution for the delivery of property levied on by them, approved December 21st, 1829, and for other purposes.

A bill to be entitled an act to incorporate a bank in the town of Cartersville, Cass county, to be called the Bank of Cartersville.

A bill to be entitled an act for the encouragement of agriculture in Georgia.

A bill to be entitled an act for the encouragement of industry in agriculture, mining, machinery and other purposes.

A bill to be entitled an act for the relief of Wilkes and his wife, Evalina, colored persons.

A bill to be entitled an act to appropriate money for the year 1858, and for other purposes therein specified.

A bill to be entitled an act to prescribe the manner in which service may be perfected on executors and administrators, under the circumstances therein mentioned.

A bill to be entitled an act to extend the charter of the

Barnesville and Thomaston Railroad, and other purposes therein named.

A bill to be entitled an act to extend to tanners the benefit of an act passed 22d December, 1834, and assented to 28th December, 1837.

A bill to be entitled an act for the relief of Cullen Webb, of the county of Early.

A bill to be entitled an act to incorporate the town of Buchanan, in the county of Harralson, State of Georgia, and for other purposes.

A bill to be entitled an act to re-enact and to declare in force all statutes relating to the incorporation of the town of Conyers, in Newton county, and for other purposes.

A bill to be entitled an act to repeal the third section of an act approved March 3d, 1856, entitled an act to alter, amend and add to the Penal Code of this State."

A bill to authorize the Justices of the Inferior Court of Baldwin county to issue bonds for the purpose of building a bridge across the Oconee river.

A bill to be entitled an act to amend an act incorporating the Georgia Air Line Railroad Company, approved March 5th, 1856, and to confer banking and other privileges on the same company.

A bill to be entitled an act to amend the 1st and 2d section of an act approved March 3d, 1856, entitled an act to provide compensation for the commissioned officers, non-commissioned officers, musicians and privates of certain companies of volunteers mustered into the service of the State of Georgia by virtue of an act assented to on the 26th December, 1856, so as to embrace all its members, volunteers who served the State of Georgia, under the various acts assented to in the year 1836.

A bill to be entitled an act to amend the charter of the city of West Point, in the county of Troup, State of Georgia.

A bill to change the times of holding the Superior Courts of the counties of Clark and Walton.

A bill to be entitled an act to authorize the owners or managers of slaves and guardians of free persons of color to settle all crimes committed by slaves or free persons of color when the penalty is not death, to compromise the same.

A bill to be entitled an act to aid the citizens of Georgia in the construction of Railroads in this State, on certain conditions therein specified.

A bill to be entitled an act for the relief of Felix Sowers, of the county of Fulton, in the State of Georgia.

A bill to be entitled an act to incorporate the Darien and Walthourville Railroad Company, and for other purposes.

A bill to be entitled an act to incorporate Flint River Mills Company, and for other purposes.

A bill to be entitled an act for the relief and future security

and protection of the value of slave property in Taliaferro county against the pernicious influences exerted over that species of property by the free negroes in said county, and for other purposes.

A bill to be entitled an act to incorporate the town of Jasper, in the county of Pickens, and for other purposes.

A bill to be entitled an act to allow Oliver Price to practice medicine and charge for the same.

A bill to be entitled an act to reduce the Sheriff's bond of Colquitt county, and to consolidate the offices of Clerks of the Superior and Inferior Courts, &c.

A bill to be entitled an act to define the age at which the minor wardship of free persons of color in this State shall terminate, and adult wardship begin, and for other purposes relating to said wards and their guardians.

A bill to be entitled an act to fix the time for the election of Mayor and Aldermen in the city of LaGrange.

A bill to be entitled an act to provide for the more effectual working the roads in this State.

A bill to be entitled an act to authorize Solomon H Perkins, of the county of Taliaferro, to practice medicine and charge for the same.

A bill to be entitled an act to authorize the establishment and raising a Fire Company in the city of LaGrange, and to incorporate the same by the name and style of the Diligent Firemen of LaGrange.

The following bills of the Senate were read the second time and committed for the third reading, viz:

A bill to be entitled an act to incorporate the American Atlantic Screw Steam Ship Company.

Also a bill to be entitled an act to render certain the compensation of teachers of poor children of the respective counties of the State, &c.

Also a bill to be entitled an act to provide for the payment of the jurors of the counties of Camden and Spaulding.

Also a bill to be entitled an act to legalize to the intent therein specified the probate of the will of Felix G. Edwards, deceased, and the grant of administration with said will annexed, by the Ordinary of Dougherty county.

Also a bill to be entitled an act to compensate the grand and petit jurors of the several counties herein named, and for other purposes.

Also a bill to be entitled an act to point out the mode and manner of obtaining judgments on declarations in cases of attachment in the Superior and Inferior Courts of this State and, to give said judgments lien as in cases at common law.

Also a bill to be entitled an act to incorporate a mounted police in the 15th district G. M., in the county of Liberty, to appoint commissioners for the same, and for other purposes therein mentioned.

Also a bill to be entitled an act to point out the mode of payment of fees of the solicitor general of the eastern judicial district of Georgia in Chatham county. and for other purposes.

Also a bill to be entitled an act to alter and amend so much of the judiciary act of 1799, as requires the representatives of deceased plaintiffs to be made parties by scire facias.

Also a bill to be entitled an act to compensate the grand and petit jurors of the county of Murray.

Also a bill to be entitled an act for the relief of James E. Williams of the city of Atlanta.

Also a bill to be entitled an act for the relief of Martin Hutto, and the heirs and legal representatives of William Cooper and John C. Sutton.

Also a bill to be entitled an act to repeal an act approved February 26th, 1856, entitled an act in relation to allowing tax collectors an insolvent list by the grand jurors of the several counties of the State, &c.

Also a bill to be entitled an act to authorize certain commissioners therein named, to new mark and ascertain the dividing line between the counties of McIntosh and liberty, by the laws heretofore passed in 1793 and 1806, herein more plainly construed.

The following Senate bills were read the first time, viz :

A bill to be entitled an act to incorporate the Macon Insurance and Trust Company, in the city of Macon.

A bill to be entitled an act to amend the charter of the Macon and Brunswick Railroad Company, and to define more particularly the powers and privileges of said Company, and for other purposes.

A bill to be entitled an act to compensate the grand and petit jurors of the counties of Whitfield, Hart, Fannin, Dougherty, Chattahoochee, Thomas and Sumter; also to compensate the petit jurors of Carroll, Jasper and Stewart counties.

A bill to be entitled an act for the relief and benefit of Mary A. J. Perry, of the county of Muscogee, and to authorize the Court to make her trustee of her own property.

A bill to be entitled an act for the relief of Alexander U. Morgan, of the county of Calhoun, and legalize his intermarriage with Amanda Smith.

A bill to be entitled an act to incorporate a bank in the city of Atlanta, to be called the City Bank of Atlanta.

A bill to be entitled an act to lay out and organize a new county from the counties of Irwin, Dooly and Pulaski.

A bill to be entitled an act to provide for the protection of forest trees in the county of Richmond, and to punish certain offences in violation thereof.

A bill to be entitled an act to appoint Usual J. Bush and Bryant Pace a committee to define the line between the counties of Miller and Early.

A bill to be entitled an act to incorporate the Richmond Gas

Light Company of Augusta, Georgia, and other Gas Light Companies, and to confer certain privileges on the same.

A bill to be entitled an act to provide for the payment of grand and petit jurors of the counties of Madison and Fayette, upon certain conditions therein named.

A bill to be entitled an act to lay off and organize a new county from the county of Baker, and for other purposes therein specified.

A bill to be entitled an act for the relief of William D. Gordon, of the county of Spaulding.

The House adjourned until nine and a half o'clock, a. m., tomorrow.

SATURDAY, DECEMBER 12th, 1857.

The House met pursuant to adjournment.

Mr. Worley moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to lay out and organize a new county from the counties of Cherokee, Cobb and Forsyth.

Upon this question the yeas and nays were required to be recorded.

There are yeas 67. There are nays 48.

Those who voted in the affirmative are Messrs :

Awtry,	Gay,	Moore of Glynn,
Bailey,	Gilbert,	Moughon,
Barrett,	Graham,	Myers,
Batts,	Guy,	Neal,
Black,	Hardy,	Pickett,
Boggess,	Harkness,	Powell,
Carter,	Harris of Cobb,	Pruett,
Chapman,	Harrison,	Roberts of Cherokee,
Christy,	Holliday,	Sheffield,
Coleman,	Kimbrough of Stew-	Shelton,
Conley,	art,	Smith of Coweta,
Craft,	Kitchens,	Smith of Towns,
Crittenden,	Lee,	Sprayberry,
Cumbie,	Luffman,	Strickland,
DeLamar,	Marshall,	Taliaferro,
Diamond,	Mattox,	Tomlinson,
Embry,	McAfee,	Wall,
Everett,	McConnell,	Webster,
Fain of Fannin,	McDonald,	Westmoreland,
Fain of Union,	McEver,	Wood,
Findley,	Merchison,	Worley,
Fortner,	Mintz,	Young.
Fullmore,	Mizell,	

Those who voted in the negative are Messrs :

Battle,	Hames,	Oneal,
Bell,	Harris of Dougherty,	Owens,
Bigham,	Harper,	Phillips,
Brantley,	Hays,	Pittard,
Causey,	Hillyer,	Roberts of Scriven,
Clarke,	Holden,	Smith of Talbot,
Cook,	Julian,	Smith of Tattnall,
Cureton,	Kenan,	Terrell,
Daniel,	Kendall,	Walker of Clarke,
Darden,	Kimbrough	of Har-Walker of Henry,
Davis,	ris,	White,
Duncan,	Lazenby,	Wilkes,
Edwards,	McDaniel,	Willis,
Fannin,	McLean,	Wimberly,
Fuller,	McMillian,	Wright.
Griffith,	McWhorter,	
Grovensteine,	Mott,	

So the motion prevailed.

Mr. Wall moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill to compel non-residents of the county of Clinch to pay a tax of ten cents per head on cattle penned by them in said county, and to add the amount so raised to the poor school fund of said county.

The motion was sustained, and the bill referred to the Judiciary Committee.

The following message was received from the Governor, through Mr. Campbell, his Secretary :

Mr. Speaker—The Governor has approved and signed a resolution relative to the establishment of certain mail routes in this State.

The House took up the report of the committee on the bill for the pardon of Meshack Teal, now under sentence of death in the county of Campbell, for the crime of murder.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act for the relief of John M. Wilhight, and went into committee of the whole thereon, Mr. Crittenden in the chair.

The same was amended by striking out "one thousand" and inserting "twelve hundred and forty-eight."

The committee then arose, and through their Chairman, reported the same back to the House with the amendment.

The report was agreed to. The bill was read the third time, and on the question of its passage, Mr. Mintz required the yeas and nays to be recorded.

There are yeas 34. There are nays 77.

Those who voted in the affirmative are Messrs :

Bigham,	Griffith,	Oneal,
Boggess,	Guy,	Pittard,
Chapman,	Hardy,	Prunett,
Coleman,	Harrison,	Shelton,
Craft,	Hillyer,	Smith of Coweta,
Cureton,	Holden,	Strickland,
Davis,	Holliday,	Taylor,
DeLamar,	Julian,	Walker of Clarke,
Diamond,	Kendall,	Webster,
Fain of Union,	Lee,	Young.
Fincannon,	McWhorter,	
Fullmore,	Mintz,	

Those who voted in the negative are Messrs :

Barrett,	Harris of Cobb,	Myers,
Battle,	Harris of Dougherty,	Neal,
Batts,	Harper,	Oweus,
Black,	Hays,	Phillips,
Brantley,	Hopkins,	Pickett,
Braswell,	Howard,	Price,
Cannon,	Hughes,	Reid,
Carter,	Kenan,	Roberts of Cherokee,
Clarke,	Kimbrough of Har-	Roberts of Scriven,
Conley,	ris,	Sheffield,
Cook,	Kimbrough of Stew-	Smith of Talbot,
Crittenden,	art,	Smith of Tattnall,
Cumbe,	Kirby,	Sprayberry,
Daniel,	Kitchens,	Taliaferro,
Darden,	Lane,	Terrell,
Duncan,	Lazenby,	Tomlinson,
Edwards,	Luffman,	Walker of Henry,
Everett,	Mattox,	Wall,
Fain of Fannin,	McConnell,	White,
Fannin,	McEver,	Wilkes,
Findley,	McGregor,	Williams,
Fuller,	McLean,	Willis,
Gilbert,	McMillian,	Winberly,
Graham,	Merchison,	Wood,
Grovensteine,	Mizell,	Worley.
Hames,	Mott,	
Harkness,	Moughon,	

So the bill was lost.

The House took up the report of the committee on the bill to be entitled an act to repeal the 5th and 6th sections of an act to appropriate money for the benefit of the Georgia Asylum for the Deaf and Dumb, and for other purposes, approved March 1st, 1856, and to provide for the appointment

commissioners for said institution, and for other purposes. The report was agreed to. The bill was read the third time and passed, and the Clerk directed to transmit the same to the Senate without delay.

The following resolution was taken up and read, viz:

Whereas several companies of mounted volunteers were called into the service of the State of Georgia under the provisions of an act assented to on the 26th December, 1837, and whereas said companies have been paid for said services by the State of Georgia, and whereas it is doubtful whether said soldiers are entitled to bounty land under the provisions of the acts of Congress of 1855 and 1856, therefore,

Be it resolved, By the Senate and House of Representatives of the State of Georgia in General Assembly met, that our Senators in Congress be instructed and our Representatives be requested to use their best exertions to have an act passed allowing each of said soldiers 160 acres of bounty land, who have not heretofore had bounty land.

Mr. Smith, of Towns, offered the following amendment, which was received, viz:

And be it further resolved, That his Excellency be and he is hereby required to transmit a copy of these resolutions to our Senators and Representatives in Congress.

The same as amended was agreed to and ordered to be taken to the Senate at once.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bill:

A bill to be entitled an act amendatory of the act approved 6th March, 1856, entitled an act to simplify the method of carrying cases to the Supreme Court, and for other purposes.

They have also agreed to the following resolution:

A resolution for the relief of James Rogers and his security, of the county of Sumter.

The Senate has also passed the following bill of the House of Representatives:

A bill to be entitled an act to pay the Clerk the cost due him in criminal pauper cases returned to the Supreme Court of the State of Georgia, and to explain the 17th section of an act approved 10th December, 1845, organizing the Supreme Court.

The House took up the report of the committee on the bill to be entitled an act to amend an act entitled an act to limit the lien of judgments rendered in any of the Courts of this State, approved January 22d, 1852.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act for the relief of James H. Estes.

The report was agreed to. The bill was read the third time, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 55. There are nays 31.

Those who voted in the affirmative are Messrs :

Awtry,	Guy,	Merchison,
Barrett,	Harris of Cobb,	Mintz,
Bigham,	Harrison,	Mott,
Bogges,	Hillyer,	Moughon,
Brantley,	Holden,	Oneal,
Christy,	Hopkins,	Phillips,
Clarke,	Howard,	Pickett,
Coleman,	Julian,	Reid,
Conley,	Kenan,	Shelton,
Craft,	Kendall,	Smith of Talbot,
Cumbie,	Kimbrough of	Taylor,
Cureton,	Stewart,	Walker of Clarke,
Darden,	Kirby,	Westmoreland,
DeLamar,	Lazenby,	White,
Edwards,	Lee,	Wilkes,
Fain of Union,	McConnell,	Williams,
Fannin,	McDonald,	Willis,
Fincannon,	McGregor,	Wimberly.

Those voting in the negative are Messrs :

Bailey,	Hardy,	Neal,
Black,	Harris of Dougherty,	Owens,
Braswell,	Kitchens,	Pittard,
Cannon,	Lane,	Pruett,
Cook,	Luffman,	Roberts of Cherokee,
Crittenden,	McAfee,	Smith of Tattnall,
Everett,	McDaniel,	Strickland,
Findley,	McLean,	Taliaferro,
Fuller,	McMillian,	Tomlinson,
Griffith,	Myers,	Wood.

So the bill was passed.

The Clerk was directed to transmit the same to the Senate without delay.

The House took up the report of the committee on the bill to be entitled an act to compel all free persons of color to remove from this State &c.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to define the priority of judgments obtained in the several courts of this State, and for other purposes therein named.

The report was agreed to. The bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to appoint commissioners to digest and prepare a code of the statute laws of this State, and to report the same to the next Legislature.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Pickett in the chair, on the bill to be entitled an act to provide for the codification of the laws of Georgia.

The same was amended, when the committee arose and through their chairman reported the same back to the House with the amendment.

The report was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to amend the several acts now in existence in relation to the line between the counties of Liberty and McIntosh; to more clearly define said line and to authorize the present County Surveyors of the above named counties to mark out and define said line according to the provisions of this act.

Mr. Owens offered as a substitute for the same, a bill to be entitled an act completely establishing the line between the counties of McIntosh and Liberty, from the Altamaha river to the mouth of Big Mortar Swamp, from there to the north end of Blackbeard Island, to be established by commissioners therein named, by the law now existing.

The same was received.

The report thereon was agreed to, the bill was read the third time and passed.

The bill to be entitled an act to declare the law of evidence, in certain cases, was taken up, and on motion of Mr. Underwood, made the special order for Tuesday next.

The House took up the report of the Judiciary Committee on the bill to be entitled an act to compel the several Ordinaries, Sheriffs, Coroners and Marshals of this State to advertise their proceedings in the nearest public Gazette to their several offices, and for other purposes herein enumerated.

Certain amendments were offered by said committee.

Mr. Strickland moved to lay the bill and proposed amendments on the table for the balance of the session.

Upon this motion Mr. Strickland, required the yeas and nays to be recorded.

There are yeas 37, nays 70.

Those who voted in the affirmative, are Messrs:

Batts,	Griffith,	Price,
Christy,	Hardy,	Pruett,
Coleman,	Harkness,	Roberts of Cherokee,

Conley,	Hays,	Sheffield,
Cook,	Holden,	Strickland,
Craft,	Hopkins,	Wall,
Crittenden,	Marshall,	Webster,
Cumbie,	McMillian,	Wilkes,
Darden,	McWhorter,	Williams,
DeLamar,	Moughon,	Willis,
Dunau,	Myers,	Wood.
Fineannon,	Owens,	
Graham,	Pittard,	

Those who voted in the negative are Messrs :

Awtry,	Harris of Cobb,	McLean,
Barrett,	Harris of Dougherty,	Merchison,
Battle,	Harper,	Mintz,
Bell,	Harrison,	Mizell,
Bigham,	Hillyer,	Moore of Glynn,
Black,	Holliday,	Mott,
Bogges,	Howard,	Neal,
Brantley,	Hughes,	Oneal,
Cannon,	Johnson,	Phillips,
Clarke,	Julian,	Pickett,
Cureton,	Kenan,	Roberts of Scriven
Daniel,	Kendall,	Shelton,
Davis,	Kimbrough of Stew-	Smith of Coweta,
Edwards,	art,	Smith of Tattnall,
Fain of Fannin,	Kirby,	Smith of Towns,
Fain of Union,	Kitchens,	Taliaferro,
Fannin,	Lazenby,	Taylor,
Findley,	Luffman,	Terrell,
Fuller,	Mattox,	Tomlinson,
Fullmore,	McAfee,	Walker of Clarke,
Gay,	McConnell,	Walker of Henry,
Grovensteine,	McDonald,	Wimberly,
Guy,	McDaniel,	Young.
Hames,	McEver,	

So the motion did not prevail.

On motion of Mr. Kenan the bill and amendments were postponed until Monday next.

The House took up the report of the committee on the bill to be entitled an act for the relief of Henry P. Hoff, of the county of Oglethorpe.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to subject all the property, real or personal, of tax payers in this State to sale under tax executions.

The report of the Judiciary Committee, which was adverse, was agreed to ; the bill was therefore lost.

The House took up the report of the Judiciary Committee

on the bill to be entitled an act for the relief of the Cherokee and Insurance Banking Company, and Planters and Mechanics' Bank of Dalton, both located at Dalton.

Said committee offered as a substitute for the same a bill of similar title, which was received.

The report thereon was agreed to. The bill was read the third time and passed.

Permission was granted Mr. Lockett to withdraw from the consideration of the House a bill for the relief of Abner P Powers.

Also to Mr. Owens, to withdraw a bill relative to the county line between McIntosh and Liberty.

The House adjourned until 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

The use of the Representative Hall was granted the Rev. Creed Fulton, for the purpose of delivering an address on the subjects of female education and Masonry, at 7 o'clock p. m., this day.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize the Clerks of the Superior and Inferior Courts of Charlton county, to keep their offices at their residences, if within six miles of the court house.

The report was agreed to, the bill was read the third time and passed.

By unanimous consent a bill to be entitled an act to allow interest on accounts and claims under certain circumstances, which was reported by Mr. Marshall, and without being read, referred to the Judiciary Committee, was taken up and read.

The bill to be entitled an act to give a construction to and render more certain the 4th section of the statute of frauds and perjuries, so far as the same relates to any contract or sale of lands, tenements or hereditaments, or any interest in or concerning them, was postponed until Monday next.

The House took up the report of the committee on the bill to be entitled an act for the relief of James Edmondson, of the county of Murray, security of Thomas J. Harper, Tax Collector of the county aforesaid, for the year 1850, and for other purposes hereinafter mentioned.

The report was agreed to, the bill was read the third time and passed.

The following bills were indefinitely postponed, viz:

A bill to authorize the Ordinary of DeKalb county to pay

Mary P Ethridge for teaching poor children in the year 1854.

A bill to authorize the Ordinary of Walton county to pay certain teachers of poor children in said county; and

A bill requiring non-resident defendants in Courts of Equity to make affidavit to the truth of their answers in the county where the suit may be pending, in certain cases therein named.

The House took up the report of the committee on the bill to be entitled an act to amend the 11th section of the Judiciary act, passed the 16th February, 1799, for the purpose of giving a remedy against parties liable on open accounts in like manner as against joint obligors and promissors.

The report of the Judiciary Committee, which was adverse to the passage of the bill, was agreed to, the bill was therefore lost.

The House took up the report of the committee on the bill to be entitled an act to amend the law now in force prescribing the manner of taking cases to the supreme Court by mandamus, and for other purposes.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to authorize the Ordinary of Columbia county to pay to Alfred Raney a certain sum for teaching poor children.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to authorize the Justices of the Peace to make out a return of all the children entitled to the benefits of the Poor School fund, in the county of Franklin.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The bill to be entitled an act for the relief of certain tax securities in the county of Walton, was read the second time.

A substitute was reported for the same by the Judiciary Committee, which is a bill to be entitled an act for the relief of the Tax Collector of the county of Walton, for the year 1855, and his securities.

The House took up the report of the committee on the bill to be entitled an act to allow the Sheriff of Chatham county certain fees, which are not provided for by law, and to allow him to appoint special Deputy Sheriffs in certain cases, and for other purposes.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize and require the trus-

tees of Trenton Academy to sell said Academy and Academy lot, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to change the county of line between the counties of Jefferson and Emmanuel.

The same was amended. The report as amended was agreed to. The bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to add an additional section to the Constitution of this State.

The same was amended. The report as amended was agreed to. The bill was read the third time, and on the question of its passage the yeas and nays were recorded.

There are yeas 55, nays 56.

Those who voted in the affirmative are Messrs:

Barrett,	Harkness,	Neal,
Bell,	Hays,	Owens,
Black,	Hillyer,	Pickett,
Boggess,	Holden,	Price,
Brassell,	Hopkins,	Roberts of Scriven,
Chapman,	Julian,	Sheffield,
Cook,	Luffman,	Shelton,
Crittenden,	Marshall,	Smith of Coweta,
Davis,	Mattox,	Smith of Tattnall,
DeLamar	McAfee,	Strickland,
Duncan,	McCants,	Taliaferro,
Fain of Union,	McConnell,	Taylor,
Fincannon,	McDaniel,	Tomlinson,
Findley,	McEver,	Wall,
Fullmore,	McGregor,	Webster,
Gay,	Merchison,	Wood,
Graham,	Mintz,	Worley.
Griffith,	Mizell,	
Guy,	Moore of Glynn,	

Those who voted in the negative are Messrs

Awtry,	Fannin,	McWhorter,
Bailey,	Fuller,	Mott,
Battle,	Hardy,	Myers,
Batts,	Hames,	Oneal,
Bigham,	Harris of Cobb,	Phillips,
Brantly,	Harris of Dougherty,	Pittard,
Braswell,	Harper,	Pruett,
Carter,	Harrison,	Reid,
Christy,	Holliday,	Smith of Talbo,
Clarke,	Howard,	Terrell,

Coleman,	Johnson,	Walker of Clark,
Conley,	Kenan,	Walker of Henry,
Craft,	Kimbrough of Stew-	Westmoreland,
Cumbe,	art,	White,
Cureton,	Kirby,	Wilkes,
Darden,	Kitchens,	Williams,
Edwards,	Lazenby,	Willis,
Everett,	Lockett,	Wimberly,
Fain of Fannin,	McDonald,	Young.

So the bill was lost.

The House took up the report of the committee on the bill to be entitled an act for the relief of Morgan Sweeny, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The rules were suspended and the House took up the report of the committee on the bill of the Senate to be entitled an act to authorize the Sheriff appointed by the Inferior Court of Jasper county, to fill a vacancy occasioned by the death of Samuel Allen, late Sheriff of said county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Rome Female College.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Catoosa Springs Company, and for other purposes,

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Georgia and Alabama Steamboat Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend the charter of the Georgia and Alabama Railroad Company.

The report was agreed to, the bill was read the third time and passed.

Mr. Kirby, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker,

An act to pay the Clerk the cost due him in criminal pauper cases, returned to the Superior Court of this State, and to explain the 17th section of an act approved 10th December, 1845, organizing the Supreme Court of the State of Georgia.

On motion of Mr. Harrison, the rules were suspended,

when he offered the following resolution, which was taken up, read and agreed to, viz:

Resolved, That a committee of three be appointed by the chair to examine the bills now upon the Clerk's table, and select therefrom the local bills, for the action of the House at its evening session.

The committee appointed, consists of Messrs. Harrison, McWhorter and Cannon.

The House took up the report of the committee on the bill to be entitled an act to exempt from levy and sale certain articles therein mentioned, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the city council of Rome to subscribe one hundred thousand dollars of stock in the Georgia and Alabama Railroad Company, upon certain conditions, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize and require the Justices of the Inferior Court of the county of Glynn, to assess a county tax of 100 per cent. on the State tax on the recommendation of the Grand Jury, for the purpose of building a Court House for said county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize Justices of the Peace to give judgment on open accounts without their being proven in open Court, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to change the line between the counties of Franklin and Jackson.

The same was amended, the report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of James Crocker, former county surveyor of the county of Habersham, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has concurred in the resolution of the House of Representatives, relative to the transportation of the mail between Bainbridge and Albany, and I am di-

rected to transmit the same forthwith to this branch of the General Assembly.

The House took up the report of the committee on the bill to be entitled an act to repeal an act to compensate Petit Jurors in the county of Heard, and provide a fund for the same, approved February 17th, 1854.

The report was agreed to, the bill was read the third time, and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Spring Place Mining Company, and the Ivey Mount Mining Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend the charter of the Atlanta and LaGrange Railroad Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to establish a certain ferry herein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to prevent the obstruction of certain water courses therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to regulate the collecting of jury fees in the Superior and Inferior Courts of the county of Upson.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to permit William Pace of the county of Wilkinson, to peddle in the counties of Wilkinson, Twiggs and Jones in this State without license.

The same was amended; the report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate Coffee Lodge No. 193 of Free and Accepted Masons, of the county of Telfair.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to provide for the election of a public administrator for the county of Thomas.

The same was amended; the report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill

to be entitled an act to grant to the Mayor and Aldermen of the city of Savannah and the hamlets thereof, a certain line of wharf heads herein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to alter and amend the road laws of this State, so far as relates to the county of Wayne.

The report was agreed to, the bill was read the third time and passed

The House adjourned until nine and a half o'clock, a. m., Monday.

MONDAY, DECEMBER 14th, 1857.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Battle, Bell, Brassell, Chapman, Christy, Coleman, Conley, Craft, Donning, Edwards, Faulk, Findley, Guy, Hall, Hardy, Harris of Cobb, Harrington, Holmes, Hopkins, Irvin, Kendall, Lewis of Calhoun, Lewis of Greene, Little, Lockett, McGreger, McLean, Moughon, Oneal, Roberts of Scriven, Schley, Sheffield, Sherman, Smith of Tattnall, Sprayberry, Strange, Taylor, Walker of Henry, Williams and Willis.

Mr. Lewis, of Hancock, offered the following resolution, which was taken up, read and agreed to, viz :

Resolved, That hereafter, leave of absence shall not be granted to any member of the House of Representatives, except for providential cause, or indispensable business.

On motion of Mr. Mintz, so much of the Journal of Saturday as relates to the rejection of a bill to be entitled an act for the relief of John M. Willhight, of the county of Jackson, was reconsidered.

Mr. Fannin moved to reconsider so much of the Journal of Saturday as relates to the bill to be entitled an act to provide for the codification of the laws of Georgia. The motion prevailed.

Mr. Lewis, of Hancock, moved to reconsider so much of the Journal of Saturday as relates to the rejection of the bill to be entitled an act to add an additional section to the constitution of this State.

Upon this motion Mr. Underwood required the yeas and nays to be recorded. There are yeas 64, there are nays 65.

Those who voted in the affirmative are Messrs :

Barrett,
Black,
Bogges

Hays,
Hillyer,
Hines

McMillan,
Moore of Glynn,
Neil

Brassell,	Hopkins,	Oneal,
Cannon,	Hughes,	Owens,
Coleman,	Julian,	Pickett,
Cook,	Kimbrough of	Powell,
Crittenden,	Stewart,	Price,
Daniel,	Kirby,	Roberts of Cherokee,
Davis,	Lane,	Roberts of Scriven,
DeLamar,	Lee,	Sheffield,
Diamond,	Lewis of Hancock,	Shelton,
Duncan,	Lockett,	Smith of Coweta,
Embry,	Luffman,	Smith of Towns,
Fain of Union,	McAfee,	Strickland,
Fincannon,	McCants,	Taliaferro,
Findley,	McConnell,	Wall,
Fullmore,	McDaniel,	Webster,
Gay,	McDonald,	Wood,
Graham,	McEver,	Worley,
Hardy,	McGregor,	Wright.
Harkness,	McLean,	

Those who voted in the negative are Messrs :

Awtry,	Glass,	Milledge,
Barton,	Gordon,	Mizell,
Battle,	Griffith,	Moore of Clark,
Batts,	Hardeman,	Mott,
Bigham,	Hames,	Myres,
Brantley,	Harris of Cobb,	Phillips,
Braswell,	Harris of Dougherty,	Pittard,
Carter,	Harper,	Pruett,
Causey,	Harrison,	Reid,
Clarke,	Holden,	Smith of Talbot,
Craft,	Holliday,	Smith of Tattall,
Cumbe,	Howard,	Terrell,
Cureton,	Johnson,	Tomlinson,
Darden,	Kenan,	Walker of Clarke,
Edwards,	Kimbrough of Har-	Walker of Henry,
Everett,	ris,	Westmoreland,
Fain of Fannin,	Kitchens,	White,
Fannin,	Lazenby,	Wilkes,
Fortner,	Marshall,	Williams,
Frederick,	Mattox,	Willis,
Fuller,	McWhorter,	Wimberly,
Gilbert,	Merchison,	Young.

So the motion did not prevail.

The bill to appropriate money to build a bridge across Spring Creek, in the county of Miller, was on motion referred to the Committee on Internal Improvements.

The House took up the report of the committee on the bill to be entitled an act to compel the several Ordinaries,

their proceedings in the nearest public gazette to their several offices, and for other purposes.

Mr. Harris, of Dougherty, moved the indefinite postponement of the bill.

Upon this, Mr. Findley, seconded by Mr. Strickland, required the yeas and nays to be recorded. There are yeas 67, there are nays 48.

Those who voted in the affirmative are Messrs :

Awtry,	Graham,	McAfee,
Barrett,	Griffith,	McEver,
Battle,	Guy,	McLean,
Batts,	Hardy,	McMillian,
Braswell,	Hames,	Merchison,
Cannon,	Harkness,	Mizell,
Coleman,	Harris of Cobb,	Moore of Clark,
Cook,	Harris of Dougherty,	Myers,
Craft,	Harper,	Neal,
Cumbie,	Hays,	Owens,
Daniel,	Hines,	Pittard,
Darden,	Holden,	Powell,
Davis,	Holliday,	Price,
DeLamar,	Hughes,	Pruett,
Duncan,	Jones,	Roberts of Cherokee,
Edwards,	Kimbrough of Har-	Sheffield,
Everett,	ris,	Smith of Talbot,
Fincannon,	Kimbrough of Stew-	Strickland,
Fortner,	art,	Walker of Clarke,
Frederick,	Kirby,	Webster,
Fuller,	Kitchens,	Wilkes,
Gilbert,	Lane,	Wood,
Gordon,	Marshall,	Wright.

Those who voted in the negative are Messrs :

Barton,	Hardeman,	Pickett,
Bigham,	Johnson,	Reid,
Black,	Julian,	Roberts of Scriven,
Bogges,	Kenan,	Shelton,
Brantley,	Lazenby,	Smith of Coweta,
Causey,	Lewis of Hancock,	Smith of Tattnall
Chapman,	Lockett,	Smith of Towns,
Clarke,	Luffman,	Taliaferro,
Crittenden,	Mattox,	Terrell,
Cureton,	McConnell,	Tomlinson,
Diamond,	McDonald,	Walker of Henry,
Embry,	McGregor,	Williams,
Fain of Union,	Moore of Glynn,	Willis,
Fannin,	Mott,	Wimberly,
Findley,	Oneal,	Worley,
Glass,	Phillips,	Young.

So the motion prevailed and the bill was indefinitely postponed.

The House went into committee of the whole, Mr. Pickett in the chair, on the bill to be entitled an act to regulate the management of the Western and Atlantic Railroad, and for other purposes.

This bill was offered as a substitute, by the Judiciary Committee, for the bill to be entitled an act to apply forty per cent. of the gross earnings of the Western and Atlantic Railroad to the payment of the State taxes, and for other purposes.

And a bill to be entitled an act to authorize the disposition of the net earnings of the Western and Atlantic Railroad to the reduction of the taxes of the people.

The substitute offered was amended in committee of the whole, after which the committee arose, and through their chairman, reported the same back to the House with the amendments.

Mr. Harrison moved to postpone the several bills and amendments until the first day of June next, and upon this question Mr. Kenan required the yeas and nays to be recorded. There are yeas 42, there are nays 81.

Those who voted in the affirmative, are Messrs:

Awtry,	Harris of Cobb,	McEver,
Batts,	Harrison,	McLean,
Crittenden,	Hays,	Owens,
Cumbie,	Hines,	Pickett,
Diamond,	Hopkins,	Price,
Embry,	Hughes,	Reid,
Fain of Fannin,	Jones,	Smith of Towns,
Fincannon,	Julian,	Strickland,
Findley,	Lane,	Wall,
Fullmore,	Lee,	Webster,
Gilbert,	McAfee,	Westmoreland,
Gordon,	McCants,	Wilkes,
Guy,	McConnell,	Wood,
Harkness,	McDaniel,	Wright.

Those who voted in the negative are Messrs:

Bailey,	Gay,	McMillian,
Barrett,	Glass,	McWhorter,
Barton,	Graham,	Merchison,
Battle,	Griffith,	Mintz,
Bigham,	Grovensteine,	Moore of Clarke,
Black,	Hardy,	Mott,
Boggess,	Hardeman,	Myers,
Brantley,	Hames,	Neal,
Brassell,	Harper,	Oneal,
Brasswell,	Harris of Dougherty,	Phillips,
Cannon,	Hillyer,	Pittard,
Causey,	Holden,	Powell,
Chapman,	Holliday,	Pruett,
Clarke,	Howard,	Roberts of Cherokee,

Coleman,	Johnson,	Roberts of Scriven,
Cook,	Kenan,	Shelton,
Cureton,	Kimbrough of Har-	Smith of Tatnall,
Darden,	ris,	Taliaferro,
Davis,	Kimbrough of Stew-	Tomlinson,
DeLamar,	art,	Walker of Clarke,
Duncan,	Kirby,	Walker of Henry,
Edwards,	Kitchens,	White,
Everett,	Lazenby,	Williams,
Fain of Union,	Lewis of Hancock,	Willis,
Fannin,	Luffman,	Wimberly,
Fortner,	Mattox,	Worley,
Frederick,	McDonald,	Young.
Fuller,	McGregor,	

So the motion did not prevail.

Mr. Diamond moved to lay the substitute and amendments on the table for the balance of the session.

U₁ on this Mr. Kenan required the yeas and nays to be recorded. There are yeas 58, there are nays 68.

Those who voted in the affirmative are Messrs :

Awtry,	Hines,	McEver,
Barrett,	Holliday,	Mizell,
Black,	Harrison,	Owens,
Cannon,	Hays,	Pickett,
Coleman,	Hardy,	Price,
Crittenden,	Harkness,	Reid,
Cumbie,	Harris of Cobb,	Roberts of Cherokee,
Diamond,	Hopkins,	Sheffield,
Duncan,	Hughes,	Smith of Tattnall,
Embry,	Julian,	Smith of Towns,
Everett,	Kimbrough of Stew-	Strickland,
Fain of Fannin,	art,	Wall,
Fincannon,	Kirby,	Webster,
Findley,	Lane,	Westmoreland,
Fullmore,	Lockett,	Wilkes,
Gay,	Marshall,	Wood,
Gilbert,	McAfee,	Worley,
Gordon,	McCants,	Wright,
Graham,	McConnell,	Young.
Guy,	McDaniel,	

Those who voted in the negative are Messrs :

Barton,	Glass,	Merchison,
Battle,	Griffith,	Milledge,
Batts,	Grovensteine,	Mintz,
Bigham,	Hardeman,	Moore of Clarke,
Boggess,	Hames,	Mott,
Brantley,	Harris of Dougherty,	Myers,
Brassell,	Harper,	Neal,

Braswell,	Hillyer,	Oneal,
Carter,	Holden,	Phillips,
Causey,	Howard,	Pittard,
Chapman,	Kenan,	Powell,
Clarke,	Kimbrough of Har-	Pruett,
Cook,	ris,	Roberts of Scriven,
Craft,	Kitchens,	Shelton,
Cureton,	Lazenby,	Taliaferro,
Darden,	Lee,	Terrell,
Davis,	Lewis of Hancock,	Tomlinson,
DeLamar,	Luffman,	Walker of Clarke,
Edwards,	Mattox,	Walker of Henry,
Fain of Union,	McDonald,	White,
Fannin,	McGregor,	Williams,
Fortner,	McMillian,	Willis,
Fuller,	McWhorter,	Wimberly.

So the motion was lost.

The following message was delivered from the Governor through Mr. McComb, his Secretary:

Mr. President—The Governor has signed an act, to authorize James Clark, administrator of the estate of Joseph White, deceased, to sell certain slaves therein named at private sale.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. President:—The Senate has passed the following bills:

A bill to be entitled an act to amend the various acts in relation to the City Court of Savannah, to add to the jurisdiction and powers of said Court, and for other purposes therein named.

Also a bill to be entitled an act to add additional managers to the "Fort Gaines Academy Lottery," to amend the charter thereof, and for other purposes therein named.

The Senate has also passed the following bill of the House of Representatives:

A bill to be entitled an act to appropriate money to erect a building for the Georgia Academy for the blind, and to defray the expenses of the pupils of said Academy.

They have also concurred in the resolution of the House requesting our Senators and Representatives in Congress to use their best efforts to procure the passage of a law by which the Indian title to certain reservations may be extinguished and liquidated.

The House adjourned until two and a half o'clock p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Smith, of Towns, the bills relative to the Western and Atlantic Railroad, which were the unfinished business of the morning, were made the special order for tomorrow.

The House took up the report of the committee on the bill to be entitled an act for the relief of Lucy P. Watt, of the county of Muscogee, alias Lucy P. Cox.

The report was agreed to, the bill was read the third time and passed.

The same was ordered to be transmitted to the Senate.

The rules were suspended and the House took up the report of the committee on the Senate bill to be entitled an act to authorize the Justices of the Inferior Court of Columbia county to issue and sell county bonds and levy an extra tax for county purposes, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to consolidate the poor school and academical fund for the county of Madison.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker,

A resolution instructing and requesting our Senators and Representatives in Congress to procure the passage of a law by which certain Indian titles reserved may be extinguished and liquidated.

Also a resolution requesting our Senators and Representatives in Congress to use their influence in reference to procuring an additional mail between Albany and Bainbridge, Georgia.

Also an act to appropriate money to erect a building for the Georgia Academy for the Blind, and to defray the expenses of the pupils of said academy.

The House took up the report of the committee on the bill of the House to be entitled an act to confer certain powers on the City Council of Augusta.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend an act relative to the Ogeechee Plank Road Company.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to alter and amend the several acts of force in this State relative to granting licenses to itinerant traders, and for other purposes therein mentioned.

The same was offered as a substitute for a bill relative to

this subject by a special committee to whom the same had been referred.

Mr. Smith, of Towns, by whom, as Chairman of the special committee, the substitute was offered, asked and obtained the unanimous consent of the House to withdraw the same.

The House then took up the report of the committee on the original bill to be entitled an act to authorize Charles Findley, of Merriwether county, and John Mattox, of Harris county to peddle without license.

The same was amended. The report was agreed to as amended; the bill was read the third time and passed as amended.

The House took up the report of the committee, on the bill to be entitled an act to provide for the compensation of the Superintendents of elections in the county of Burke.

The same was so amended as to make its operation general.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to change the lines between the counties of Marion and Chattahoochee.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to authorize the Inferior Court of Campbell county to employ the Surveyor of said county to run the line between the counties of Campbell and Fayette.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the county of Floyd to take and subscribe stock in the Georgia and Alabama Railroad Company, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Bainbridge Masonic Male Institute, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act additional to an act to incorporate the town of Brunswick, in the county of Glynn, &c.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on th

ll to be entitled an act for the relief of Sarah West, of Pike unty.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the ll to be entitled an act to authorize the Justice's Court of e 655th district, G. M., at LaGrange to be held for a longer rm than one day, and to adjourn from day to day.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill , be entitled an act to authorize the Justices of the Inferior ourt of Baldwin county to issue bonds for the purpose of uilding a bridge across the Oconee river.

The report was agreed to, the bill was read the third me and passed.

The Hous : took up the report of the committee on the bill , be entitled an act to incorporate the Savannah Seamen's 'riend Society, and for other purposes.

The report was agreed to, the bill was read the third ime and passed.

The House took up the report of the committee on the bill o be entitled an act to amend the several laws in relation to he town of Athens and to extend the powers of the corporate uthorities.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee, on the bill o be entitled an act to incorporate the town of Swanesboro, n Emmanuel county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of all teachers of poor children in the county of Hancock.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to consolidate the offices of the Clerk of Superior and Inferior Courts of the county of Harralson.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend the several acts now in force touching the corporation of the town of Madison, in the county of Morgan, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill

to be entitled an act to extend the corporate limits of the town of Marshallville, in the county of Macon.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the town of Jasper in the county of Pickens, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate Flint River Mills Company, and for other purposes.

The same was amended by striking out the preamble.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to extend the charter of the Barnesville and Thomaston Railroad, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize and require the Ordinary of Warren county to pay William G. Lazenby and Elisha Allen for teaching poor children in the county of Warren.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate Montour Village, appoint commissioners for the same and define the limits thereof.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Thunderbolt and Skidaway Ferry, Plank and Shell Road Company.

Mr. Gordon offered as a substitute for the same, a bill to be entitled an act to incorporate the Skidaway Shell Road Company and for other purposes.

The same was received. The report thereon was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Burke to levy an extra tax for educational purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to change the county line between Houston and Pulaski.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of Cullen Webb, of the county of Early.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to regulate certain bonds therein mentioned in the counties of Lumpkin and Dawson.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to re-enact and declare in full force all statutes relating to the incorporation of the town of Conyers, in Newton county, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend the charter of the city of West Point, in the county of Troup, State of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to fix the time for the election of Mayor and Aldermen in the city of LaGrange.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to confer certain privileges on James D. Arnold, a minor, of Coweta county, &c.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Milledgeville Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to reduce the Sheriff's bond of Colquitt county, and to consolidate the offices of Clerk of the Superior and Inferior Court of said county of Colquitt.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the town of Buchanan, in the county of Harralson, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to be entitled an act for the relief of James Dunwoddie, of the county of Houston, was, on motion, indefinitely postponed.

The House took up the report of the committee on the bill to be entitled an act to authorize the establishment and raising a fire company in the city of LaGrange, and to incorporate the same under the name and style of the "Diligent Firemen of LaGrange."

The same was amended. The report as amended was agreed to. The bill was read the third time and passed as amended.

The House adjourned until seven o'clock, p. m.

SEVEN O'CLOCK P. M.

The House met pursuant to adjournment.

The following bill of the House was read the second time and committed for the third reading, viz:

A bill to be entitled an act to allow interest on certain accounts and claims under certain circumstances.

The unanimous consent of the House was given Mr. Harrison, when he introduced a bill to be entitled an act to incorporate "The Southern Direct Trade Company," and for other purposes therein named, which was read the first time.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize and require the Justices of the Inferior Court of Warren county to draw two panels of jurors from the jury boxes of said county, and for other purposes therein mentioned.

The same was amended. The report as amended was agreed to. The bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize the drawing of additional panels of Grand and Petit Jurors for the Superior Court of Dougherty county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to legalize the adjournment of Lee Superior Court.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to change the lines between the counties of Worth and Colquitt.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize a settlement between James M. Hightower, guardian, and James W. F.

Hightower, his ward, and to legalize the contracts of the said James W. F. Hightower.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to confer certain powers and privileges on Adolphus Anderson, of Harris county, and to make lawful his acts, &c.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the Senate bill to be entitled an act to reduce the work on roads in the counties of Worth, Irwin and Wayne.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize Malone Biddell, of the county of Charlton to peddle without paying a tax for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Peter Cole, of Gilmer county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to establish and incorporate a female college in the city of Marietta, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. Hughes the Senate bill to be entitled an act to incorporate a mounted police in the 15th District, G. M., in the county of Liberty, and for other purposes, was referred to a special committee, consisting of Messrs. Harris, of Dougherty, Cannon, Lockett, Boggess and McMillian.

The House took up the report of the committee on the Senate bill to be entitled an act to consolidate the offices of Clerk of the Superior and Inferior Courts of the county of Columbia.

Mr. Lazenby offered as a substitute for the same, a bill to be entitled an act to authorize the Clerk of the Superior Court of Columbia county to do and perform the duties of Clerk of the Inferior Court of said county of Columbia, under certain circumstances.

The same was received. The report thereon was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the

bill of the Senate to be entitled an act to designate the Brigade and Division of the Georgia Militia, to which the county of Terrell belongs.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to be entitled an act to repeal an act to provide for the election of Trustees of the Effingham county Academy, and for other purposes, approved March 4th, 1856.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to consolidate the offices of Tax Collector, and Receiver of Pickens county.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to alter and amend the road laws, so far as relates to the county of Glynn.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Susan Spell, and Francis Abbott.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to change the line between the counties of Hall and Lumpkin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to point out the mode of making the Canoochee Bridge in Bryan county, a toll bridge.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to re-establish 1005th District G. M. in the county of Decatur, and to legalize the Judicial acts thereof.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to change the line between the counties of Elbert and Hart.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize certain com-

missioners to mark out and ascertain the dividing line between the counties of McIntosh and Liberty.

The same was, on motion of Mr. Hughes, of Liberty, indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to incorporate the Ocmulgee and Altamaha Steam Navigation Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to amend an act approved December 17th 1851, entitled an act to grant corporate powers and privileges to the Curtright Manufacturing Company. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to be entitled an act to compensate the Grand and Petit Jurors of the several counties therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to compensate the Grand and Petit Jurors of the county of Murray.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to repeal an act to incorporate the Sweet Water Manufacturing Company, but to continue the corporation to collect and pay its debts.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to repeal the lien laws so far as applies to the Steam Saw Mills at and upon the several mouths of the Altamaha river.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to repeal an act to authorize the Justices of the Inferior Courts of Fannin, Telfair, Clinch and Walton to lay off said counties into school districts, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize Joseph E. Dent and John T. Dent, executors of the last will and testament of Wm. B. W. Dent, deceased, to sell the lands belong-

ing to the estate of the said Dent at private sale, and to make legal and valid conveyances for the same.

The same was amended.

The report as amended, was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to be entitled an act to legalize to the intent therein specified the probate of the will of Felix G. Edwards, deceased, and the grant of administration, with said will annexed, by the Ordinary of Dougherty county.

The report was agreed to, the bill was read the third time, and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to appoint commissioners to define the county lines between the counties of Calhoun and Baker.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of the citizens of Irwin county from the injuries inflicted by non-residents in camp-hunting, &c.

The report was not agreed to, and the bill was therefore indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to extend to the county of Terrell the provisions of an act to amend the several acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved January 22d, 1856

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to compel non-residents of the counties of Worth, Irwin, Telfair and Laurens, who pen and herd stocks of cattle and sheep in said counties, to pay tax on the same in said counties.

The report was not agreed to, and the bill was therefore lost.

The House took up the report of the committee on the bill of the Senate to be entitled an act to regulate the Courts of Ordinary of this State, so far as relates to the county of Miller.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to reduce the Sheriff's bonds in the counties of Towns, Camden and Harralson.

The report was not agreed to, and the bill was therefore lost.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Caroline Wallace, wife of Andrew J. Wallace, of the county of Troup, and for other other persons therein named.

The report was agreed to, the bill was therefore passed under the title thereof.

The House took up the report of the committee on the bill of the Senate to be entitled an act to consolidate the officers of Receiver of Tax Returns and Tax Collector, so far as relates to the county of Union, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to be entitled an act for the relief of Sophia Avant, of Washington county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to re-enact the first section of an act entitled an act to amend the several acts in relation to the town of Athens, approved February 14th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to alter and change the line between the counties of Berrien and Irwin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Lewis Jones, Richard Turner and Solomon Hart, of the county of Harris.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize Mark Rigell, of the county of Terrell, an infirm man, and Newton Crocker, of Stewart county, to peddle without paying for a license, in the several counties now composing the Pataula Judicial Circuit.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to provide for the payment of the jurors of the counties of Camden and Spaulding.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Martin Hutto, and the heirs and legal representatives of William Cooper and John C. Sutton.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Nancy Morrow, of the county of Henry.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize the Court of Ordinary of Macon county to grant letters testamentary upon the estate of John R. Felton, deceased, to Noah Felton, of the State of Alabama, and authorize said Noah Felton to qualify and act as an executor of the will and testament of John R. Felton, deceased.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Mrs. Elizabeth Clark, executrix of the will of Sevier Clark, and other purposes therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to incorporate the American Atlantic Screw Steamship Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of James E. Williams, of the city of Atlanta.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to regulate and define the time of holding the Inferior Courts of the several counties of the Cherokee Circuit; to authorize the Judge of said courts to hold two weeks' courts in Gordon and Catoosa counties, and to draw two panels of jurors to serve in the counties of Gordon and Catoosa.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to alter and amend an act entitled an act to protect the planters of oyster beds and

give exclusive right to the usufruct of natural beds of oysters in certain cases, and to prevent the taking of terrapins and turtle in certain cases, approved February 18th, 1856.

The same was amended.

The report as amended was agreed to; the bill was read the third time and passed.

The following bills of the Senate were read the second time and committed for the third reading, viz:

A bill to be entitled an act to appoint Usual J. Bush and Bryant Pace a committee to define the line between the counties of Miller and Early.

Also, a bill to be entitled an act to provide for the payment of Grand and Petit Jurors of the counties of Madison and Fayette, upon certain conditions therein named.

Also, a bill to be entitled an act to incorporate the Richmond Gas Light Company of Augusta, Georgia, and other Gas Light Companies, and to confer certain privileges on the same.

Also, a bill to be entitled an act for the relief of Alexander U. Morgan, of the county of Calhoun, and to legalize his intermarriage with Amanda Smith.

Also, a bill to be entitled an act to compensate the Grand and Petit Jurors of the county of Whitfield, Hart, Fannin, Dougherty, Chattahoochee, Thomas and Sumter; also to compensate the Petit Jurors of Carroll, Jasper and Stewart counties.

Also, a bill to be entitled an act to incorporate a bank in the city of Atlanta, to be called the City Bank of Atlanta.

Also, a bill to be entitled an act to amend the charter of the Macon and Brunswick Railroad Company, and to define more particularly the powers and privileges of said company, and for other purposes.

Also, a bill to be entitled an act for the relief of William D. Gordon, of the county of Spaulding.

Also, a bill to be entitled an act to provide for the protection of forest trees in the county of Richmond, and to punish certain offences in violation thereof.

Also, a bill to be entitled an act for the relief and benefit of Mary A. J. Perry, of the county of Muscogee, and to authorize the court to make her trustee of her own property.

Also, a bill to be entitled an act to incorporate the Macon Insurance and Trust Company in the city of Macon.

The following bills of the Senate were read the second time, viz:

A bill to be entitled an act to add additional managers to the Fort Gaines Academy Lottery; to amend the charter thereof, and for other purposes therein mentioned.

Also, a bill to be entitled an act amendatory of the act approved 6th March, 1856, entitled an act to simplify the nie-

thod of conveying cases to the Supreme Court, and for other purposes.

Also, a bill to be entitled an act to amend the various acts in relation to the City Court of Savannah; to add to the jurisdiction and powers of said court, and for other purposes therein named.

The House adjourned until 9½ o'clock, a. m., to-morrow.

TUESDAY, DECEMBER 15th, 1857.

The House met pursuant to adjournment.

So much of the Journal of yesterday as relates to the mode in which Sheriffs, Ordinaries, Marshals and Coroners in this State shall advertize, was reconsidered, on motion of Mr. Findley, of Lumpkin.

Mr. Bigham moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill for the relief of James Dunwooddie, of the county of Houston. The motion did not prevail.

So much of the Journal of yesterday as relates to the passage of the bill to provide for the payment of jurors in the county of Spalding, was reconsidered on motion of Mr. Crittenden.

On motion of Mr. Owen, so much of the Journal of yesterday as relates to the rejection of the bill for the relief of the citizens of Irwin county, &c., was reconsidered.

On motion of Mr. Smith, of Towns, so much of the Journal of yesterday as relates to the rejection of the bill to be entitled an act to reduce the Sheriffs' bonds in the counties of Towns, Camden and Haralson, was reconsidered.

Mr. Smith, of Coweta, moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill authorizing the executors of the last will and testament of W. B. W. Dent, deceased, to sell land at private sale. The same did not prevail.

Mr. Hardy moved to reconsider so much of the Journal of yesterday as relates to the passage of the bill relative to amendments of the acts incorporating the city of Athens. The motion did not prevail.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives,

An act to authorize the Sheriff appointed by the Inferior Court of Jasper county, to fill a vacancy occasioned by the death of Samuel Allen, late Sheriff of said county, to hold his office and discharge the duties of Sheriff of said county until

his successor is elected and qualified at the next regular election for county officers of said county.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has passed the following bill :

A bill to be entitled an act to authorize the Justices of the Inferior Court of Clay county to lay off the county into school districts.

Also a bill to be entitled an act to alter and amend the charter of the city of Macon.

Also a bill to be entitled an act for the relief of Mrs. Martha Lewis, wife of William Lewis, of the county of Henry, and for other purposes therein mentioned.

Also a bill to be entitled an act to fix the compensation of petit jurors in the Superior and Inferior Courts of Lee county, and for other purposes.

Also a bill to be entitled an act to exempt certain members of the "Mechanic Fire Company No. Two," in the city of Atlanta, from certain public duties.

Also a bill to be entitled an act to authorize Berry Chapman, a lame man, of the county of Fayette, as an itinerant trader, to vend any goods, wares or merchandize, within the fourth Congressional district, without obtaining license for the same.

Also a bill to be entitled an act for the relief of Mrs. Frances C. Guerry, of the county of Calhoun.

Also a bill to be entitled an act to change the times of holding the Inferior Courts of the counties of Taylor and Stewart.

Also a bill to be entitled an act for the relief of George McKinley and John Sermons, of the county of Early.

Also a bill to be entitled an act to authorize Levi Hollingsworth and Samuel D. Echols to erect and keep up a dam across the Chattahoochee river on their own land.

Also a bill to be entitled an act to submit the question of the removal of the county site of Montgomery county, to the voters of said county and for carrying out the will of the majority.

Also a bill to be entitled an act for the relief of John W. Spain.

Also a bill to be entitled an act to define the corporate limits of the town of Americus, in Sumter county.

Also a bill to be entitled an act to repeal an act to compel owners of slaves on plantations and farms in Effingham county to keep a white man on said plantations or farms, approved March 5th, 1856,

Also a bill to be entitled an act to alter and amend an act entitled an act to authorize the Justices of the Inferior Courts of the counties of Fannin, Telfair, Clinch and Walton to lay off said counties into school districts, to appoint trustees for the same, and to provide for the election of Treasurer of each

of said counties, and for other purposes therein named, approved March 6th, 1856.

Also a bill to be entitled an act, to render certain the compensation of teachers of poor children in the counties therein named, to secure to poor children the benefit of the poor school fund, and for other purposes.

Also a bill to be entitled an act to make legal the sale of the Bainbridge Academy lot.

Also a bill to be entitled an act for the relief and benefit of Cornelia McLean, of the county of Telfair.

Also a bill to be entitled an act to authorize the Ordinary of Merriwether county to pay arrearages due teachers of poor children.

Also a bill to be entitled an act to repeal an act approved the 3d day of March, 1856, to amend the 18th section of the charter of the city of Atlanta, and for other purposes therein specified.

Also a bill to be entitled an act to authorize and allow the citizens of each magistrates' district in the counties of Ware and Terrell to determine and decide the propriety of retailing spirituous liquors in their respective districts, and for other purposes.

Also a bill to be entitled an act to amend an act entitled an act to amend the several acts now in force regulating the fees of magistrates in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved 22d January, 1852.

The Senate has also agreed to the following resolutions:

A resolution requesting his Excellency the Governor to employ a competent artist to paint a full length portrait each of Governors George M. Troup and John Clark.

Also a resolution for the relief of George F. Cooper, and his securities.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to authorize the Justices of the Inferior Court of Columbia county to issue and sell county bonds, and levy an extra tax for county purposes, &c.

The House took up the report of the committee on the bill for the relief of Henry E. Hunt, and others therein named.

The report was agreed to, the bill was read the third time and passed.

The Clerk was instructed to transmit the same to the Senate without delay.

Mr. Carter obtained leave of absence after to-morrow, on special business.

The following bills of the Senate were read the second time and committed for the third reading, viz :

A bill to lay off and organize a county from the county of Baker, and a bill to lay off and organize a county from Irwin, Polk and Pulaski.

The House took up the report of the committee on the Senate bill to lay out and organize a new county from portions of the county of Warren. The same was amended.

The report as amended was agreed to, the bill was read the third time, and on the question of its passage, Mr. McWhorter required the yeas and nays to be recorded.

There are yeas 73, there are nays 52.

Those who voted in the affirmative are Messrs :

Awtry,	Gay,	McGregor,
Barrett,	Gilbert,	McLean,
Barton,	Guy,	Merchison,
Batts,	Hardy,	Milledge,
Boggess,	Harkness,	Mintz,
Brantley,	Harris of Cobb,	Mizell,
Brassell,	Harris of Dougherty,	Myers,
Braswell,	Harrison,	Oneal,
Cannon,	Hines,	Pickett,
Carter,	Holden,	Price,
Coleman,	Holliday,	Pruett,
Conley,	Jones,	Roberts of Cherokee,
Cook,	Kenan,	Sheffield,
Craft,	Kimbrough of Stew-	Shelton,
Crittenden,	art,	Smith of Towns,
Cumbie,	Kitchens,	Sprayberry,
Davis,	Lee,	Taliaferro,
DeLamar,	Lewis of Hancock,	Taylor,
Diamond,	Lockett,	Wall,
Duncan,	Luffman,	Webster,
Fain of Fannin,	Marshall,	Westmoreland,
Fain of Union,	McAfee,	Wood,
Fincannon,	McConnell,	Worley,
Findley,	McDonald,	Young.
Fortner,	McEver,	

Those who voted in the negative are Messrs :

Battle,	Hays,	Pittard,
Bigham,	Hillyer,	Powell,
Black,	Hopkins,	Reid,
Causey,	Howard,	Roberts of Scriven,
Clarke,	Julian,	Sherman,
Cureton,	Kimbrough of Harris,	Smith of Tattnall
Darden,	Kirby,	Strickland,
Fannin,	Lane,	Terrell,
Frederick,	Lazenby,	Tomlinson,

Fuller,	Mattox,	Walker of Clarke,
Fullmore,	McCants,	Walker of Henry,
Glass,	McDaniel,	White,
Graham,	McMillian,	Wilkes,
Griffith,	McWhorter,	Willis,
Hall,	Moore of Clarke,	Wimberly,
Hardeman,	Mott,	Wright.
Hames,	Moughon,	
Harper,	Phillips,	

So the bill was passed.

The House took up the report of the committee on the Senate bill to lay out a new county from the counties of Cherokee, Cobb and Forsyth, and for other purposes therein specified.

The report was agreed to, the bill was read the third time and on the question of its passage, Mr. Pittard required the yeas and nays to be recorded.

There are yeas 66, there are nays 57

Those who voted in the affirmative are Messrs :

Awtry,	Gay,	Mintz,
Barrett,	Gilbert,	Moughon,
Barton,	Hardy,	Myres,
Batts,	Harkness,	Neil,
Black,	Harris of Cobb,	Pickett,
Bogges,	Harris of Dougherty,	Price,
Carter,	Holliday,	Pruett,
Chapman,	Holmes,	Roberts of Cherokee,
Coleman,	Jones,	Sheffield,
Conley,	Kimbrough of	Shelton,
Crittenden,	Stewart,	Smith of Coweta,
Cumbe,	Kirby,	Smith of Towns,
Daniel,	Kitchens,	Sprayberry,
Davis,	Lee,	Taliaferro,
DeLamar,	Luffman,	Taylor,
Embry,	Marshall,	Wall,
Everett,	McAfee,	Webster,
Fain of Fannin,	McConnell,	Westmoreland,
Fain of Union,	McDonald,	Wood,
Fincannon,	McEver,	Worley,
Findley,	McGregor,	Young.
Fortner,	Merchison,	
Fullmore,	Milledge,	

Those who voted in the negative are Messrs :

Battle,	Hames,	Oneal,
Bigham,	Harper,	Phillips,
Brantley,	Hillyer,	Pittard,
Causey,	Holden,	Powell,
Clarke,	Hopkins,	Reid,
Cook,	Howard,	Roberts of Scriven

ureton,	Johnson,	Sherman,
arden,	Julian,	Smith of Tattnall,
iamond,	Kimbrough of Har-	Strickland,
uncan,	ris,	Terrell,
Edwards,	Lane,	Tomlinson,
annin,	Lazenby,	Walker of Clarke,
Frederick,	Lewis of Hancock,	Walker of Henry,
Fuller,	Mattox,	White,
Glass,	McDaniel,	Wilkes,
Gordon,	McLean,	Willis,
Graham,	McMillan,	Wimberly,
Griffith,	McWhorter,	Wright.
Hall,	Moore of Clarke,	
Hardeman,	Mott,	

So the bill was passed.

The following message was received from the Governor, by Mr. McComb, his Secretary :

Mr. Speaker:—The Governor has signed a bill to appropriate money to erect a building for the Georgia Academy for the Blind, and to defray the expenses of the pupils of said Academy.

And has also approved and signed the following resolutions, to-wit :

A resolution that our Senators be instructed and our Representatives requested to use their efforts to procure the transportation of the mail three times a week additional to the present services between Albany and Bainbridge, Georgia.

Also a resolution instructing our Senators and requesting our Representatives in Congress to use their efforts in procuring the passage of a law by which the Indian title to the reserves on the east side of the Mississippi river may be extinguished, liquidated, &c.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr Speaker:—The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act for the relief of Andrew T. Rowe, of the county of Greene.

Also a bill to be entitled an act to amend the 3d section of an act entitled an act to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah, and for other purposes.

Also a bill to alter and amend the road laws of this State, so far as relates to the counties of Decatur and Lumpkin, and for other purposes.

Also a bill to empower the Justices of the Inferior Court, or a majority of them, of Wayne county to levy an extra tax for Court House purposes.

Also a bill to be entitled an act giving the election of the Treasurer of the county of Wayne to the people.

Also a bill to be entitled an act to repeal an act to amend the patrol laws of this State, approved 20th February 1855, so far as relates to the county of Gwinnett.

Also a bill to be entitled an act to make the elections of Tax Collectors and Receivers of Tax Returns for the county of Decatur biennial instead of annual and to double the amount of the bond now given by them.

Also a bill to be entitled an act to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the Superintendents, Clerks, and those who consolidate the returns of elections of said county for their services.

Also a bill to be entitled an act to compensate witnesses attending Justices' Courts in the county of Catoosa and to compensate Justices of the Peace in said county for certain services therein named.

Also a bill to be entitled an act for the relief of Thomas J. Miller, of the county of Bibb.

Also a bill to incorporate the New Manchester Manufacturing Company.

Also a bill to be entitled an act for the relief of John Atwell, Tax Collector of Randolph county.

Also a bill to be entitled an act to incorporate the Western Baptist Association, and to amend the charter of the Southern Female College of LaGrange.

Also a bill to be entitled an act for the relief of Thomas J. McGaughey, of the county of Walton.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to change the lines of the various counties, and for other purposes therein named.

Also a bill to be entitled an act to authorize the commissioners of pilotage for the port of Darien to commission Francis Cardone, a free man of color, as a pilot for said port.

Also a bill to be entitled an act to incorporate the Carroll Mining Company, the Waldroupe Mining Company, the Hill Mining Company and the Wickham Mining Company.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills of the House of Representatives:

A bill to be entitled an act for the relief of Rebecca Lance, wife of Samuel R. Lance, of the county of Union, and for other purposes therein mentioned.

Also a bill to be entitled an act to incorporate Hilliard Male Institute, in Monroe county, and to appoint trustees for the same.

Also a bill to be entitled an act for the relief of Elizabeth Coleman, a colored woman.

Also a bill to be entitled an act to allow compensation for transcribing the numerical land books of the Executive department.

Also a bill to be entitled an act to permit the Clerk of the Superior and Inferior Courts of Lincoln county to hold the office and discharge the duties of Justice of the Peace in said county.

Also a bill to be entitled an act for the relief of Mrs. Elizabeth Thomson, of the county of Elbert, and to repeal conflicting laws in her case only.

Also a bill to be entitled an act to incorporate the United Hebrew Society of Macon, Georgia.

Also a bill to be entitled an act to authorize the trustees of the Carrollton Male and Female Academies to sell the same and execute titles thereto, together with the lot whereon they are situated, and to vest the proceeds of the same in the Carrollton Male and Female Seminary.

Also a bill to be entitled an act to authorize the Justices of the Inferior Court of Gordon county to levy an extraordinary tax, &c.

Also a bill to be entitled an act to give additional powers to the Justices of the Peace for the S72d district, G. M.

The Senate has also passed the following bills of the House with amendments in which they ask the concurrence of the House of Representatives :

Also a bill to be entitled an act to amend an act to incorporate the Canton Mining Company of Georgia, approved December 17th, 1855.

Also a bill to be entitled an act to incorporate the Vigilant Hose Company.

Also a bill to be entitled an act to alter and amend the several laws in relation to the poor school system so far as relates to the county of Gordon.

Also a bill to be entitled an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of Habersham county, and Rosella Zinn, wife of J. W. Zinn, and Mrs. Ann Lottman, wife of Charles Lottman, of the city of Augusta.

Also a bill to be entitled an act to prevent slaves and free persons of color from keeping eating houses and eating tables in the town of Warrenton, Warren county.

Also a bill to be entitled an act to require the Ordinary of Macon county to pay William Lowden and Silas Stokes all arrearages due for the tuition of poor children in said county.

Also a bill to be entitled an act to prevent the killing of deer at certain periods of the year in the counties of Scriven and Liberty.

They have also concurred in the resolution of the House in relation to the erection of suitable monuments to the memory of the gallant heroes from Georgia who fell in the struggle for Texan independence.

The House took up the report of the committee on the bill of the Senate to be entitled an act to lay out a new county from Appling and Ware, and to organize the same.

The same was amended. The report as amended was agreed to, the bill was read the third time and on the question of its passage Mr. Walker, of Clarke, required the yeas and nays to be recorded.

There are yeas 79, there are nays 29.

Those who voted in the affirmative are Messrs :

Awtry,	Gordon,	Merchison,
Barrett,	Graham,	Mizell,
Batts,	Guy,	Moore of Glynn,
Black,	Hall,	Myers,
Bogges,	Hardy,	Oneal,
Brantley,	Harris of Cobb,	Owens,
Cannon,	Harris of Dougherty,	Pickett,
Carter,	Harrison,	Powell,
Causey,	Hines,	Price,
Coleman,	Holmes,	Pruett,
Conley,	Hughes,	Roberts of Cherokee,
Cook,	Kimbrough of Stew-	Sheffield,
Craft,	art,	Shelton,
Crittenden,	Kirby,	Smith of Tattnall,
Cumbie,	Kitchens,	Smith of Towns,
Daniel,	Lee,	Sprayberry,
DeLamar,	Lockett,	Strickland,
Diamond,	Marshall,	Taliaferro,
Embry,	McAfee,	Taylor,
Everett,	McCants,	Tomlinson,
Fain of Fannin,	McConnell,	Wall,
Fain of Union,	McDaniel,	Webster,
Fincannon,	McDonald,	Westmoreland,
Findley,	McEver,	Worley,
Fortner,	McGregor,	Wright,
Gay,	McLean,	Young.
Gilbert,	McMillian,	

Those who voted in the negative are Messrs :

Battle,	Hames,	Pittard,
Clarke,	Harper,	Reid,
Darden,	Holden,	Sherman,
Edwards,	Kimbrough of Har-	Terrell,
Fannin,	ris,	Walker of Clarke,
Frederick,	Lane,	Walker of Henry,
Fuller,	Lewis of Hancock,	White,
Glass,	McWhorter,	Wilkes,
Griffith,	Mott,	Willis,
Hardeman,	Phillips,	Wimberly.

So the bill was passed.

The House took up the report of the bill of the House to declare the law of evidence in certain cases.

The hour of one having arrived before any action thereon the House adjourned until 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, to-wit:

The bill to declare the law of evidence in certain cases.

The same was amended. The report as amended was agreed to, the bill was read the third time and on the question of its passage Mr. Underwood required the yeas and nays to be recorded.

There are yeas 59, nays 57.

Those who voted in the affirmative, are Messrs:

Barrett,	Fullmore,	McLean,
Batts,	Gordon,	Moore of Glynn,
Black,	Graham,	Neal,
Bogges,	Grovensteine,	Owens,
Caannon,	Guy,	Pickett,
Carter,	Hardy,	Powell,
Coleman,	Harkness,	Price,
Conley,	Harris of Dougherty,	Pruett,
Cook,	Hays,	Roberts of Scriven,
Craft,	Hines,	Sheffield,
Crittenden,	Hopkins,	Shelton,
Davis,	Hughes,	Smith of Towns,
DeLamar,	Kimbrough of Stew-	Sprayberry,
Diamond,	art,	Strickland,
Embry,	Kirby,	Walker of Henry,
Fain of Fannin,	Lockett,	Wall,
Fain of Union,	Luffman,	Webster,
Fincannon,	Mattox,	Westmoreland,
Findley,	McConnell,	Wright,
Fortner,	McDaniel,	Young.

Those who voted in the negative are Messrs:

Awtry,	Harper,	Mott,
Barton,	Harrison,	Moughon,
Battle,	Hillyer,	Oueal,
Bigham,	Holden,	Phillips,
Brasswell,	Holliday,	Pittard,
Causey,	Irwin,	Reid,
Chapman,	Johnson,	Sherman,
Clarke,	Jones,	Smith of Coweta,
Cureton,	Kenan,	Smith of Tatnall,

Darden,	Kitchens,	Taliaferro,
Edwards,	Lane,	Terrell,
Faulk,	Lazenby,	Tomlinson,
Frederick,	Lee,	Walker of Clarke,
Fuller,	McEver,	White,
Glass,	McGregor,	Wilkes,
Griffith,	McMillian,	Willis,
Hall,	McWhorter,	Wimberly,
Hardeman,	Merchison,	Wood,
Hames,	Milledge,	Worley.

So the bill was passed.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, an act for the relief of Sophia Avant of Washington county.

Also an act to authorize Malone Biddell of the county of Charlton, to peddle without paying a tax for the same.

Also an act to authorize Mark Rigell, of the county of Terrell, an infirm man, and Newton Crocker of Stewart county, to peddle without paying for a license, in the several counties composing the Pataula Judicial Circuit.

Also an act to change the county line between the counties of Hall and Lumpkin.

Also an act to alter and change the line between the counties of Berrien and Irwin.

Also an act to consolidate the poor school and academical fund for the county of Madison.

Also an act to consolidate the offices of Tax Receiver and Collector of Pickens county.

Also an act to reduce the work on roads in the counties of Worth, Irwin and Wayne.

The House took up the report of the committee on the bill to increase the salaries of the Executive and the Judiciary, and to locate the Supreme Court at the capital.

The Judiciary Committee offered as a substitute for the same, a bill for the increase of the salaries of the Executive, the Judiciary and Solicitors; the same was received, the bill was taken up by sections.

Mr. Strickland moved to strike out from the first, the sum of five thousand dollars; the motion was lost.

Mr. Daniel proposed to strike out four thousand from the second, and insert in lieu thereof "thirty-five hundred." The motion did not prevail.

Mr. Hillyer moved to strike out that clause of the second section which relates to the Solicitor General, the motion was lost.

Upon the question of agreeing to the report of the com-

nittee, Mr. Walker of Henry, required the yeas and nays to be recorded; there are, yeas 55, nays 70.

Those who voted in the affirmative are Messrs:

Barton,	Harkness,	Mizell,
Black,	Harris of Dougherty,	Moore of Glynn,
Bogges,	Harrison,	Mott,
Cannon,	Hillyer,	Moughon,
Carter,	Hines,	Owens,
Craft,	Holden,	Powell,
Crittenden,	Holliday,	Reid,
Davis,	Holmes,	Roberts of Scriven,
DeLamar,	Hughes,	Smith of Towns,
Diamond,	Irwin,	Sprayberry,
Edwards,	Jones,	Taliaferro,
Fain of Union,	Kenan,	Terrell,
Fannin,	Kimbrough of Har-	Walker of Clarke,
Findley,	ris,	Webster,
Gordon,	Kitchens,	Westmoreland,
Grovensteine,	Lane,	Willis,
Guy,	Lockett,	Wright,
Hardeman,	McCants,	Underwood.
Hames,	Milledge,	

Those who voted in the negative are Messrs:

Awtry,	Hall,	Mintz,
Barrett,	Hardy,	Neal,
Battle,	Harris of Cobb,	Oneal,
Bigham,	Harper,	Phillips,
Black,	Hays,	Pickett,
Braswell,	Hopkins,	Pittard,
Causey,	Johnson,	Price,
Chapman,	Kimbrough of Stew-	Pruett,
Clarke,	art,	Roberts of Cherokee,
Coleman,	Kirby,	Sheffield,
Cureton,	Lazenby,	Shelton,
Daniel,	Lee,	Sherman,
Darden,	Luffman,	Smith, of Coweta,
Everett,	Mattox,	Smith of Tattnall,
Fain of Fannin,	McAfee,	Strickland,
Faulk,	McConnell,	Tomlinson,
Fortner,	McDaniel,	Walker of Henry,
Frederick,	McDonald,	White,
Fuller,	McEver,	Wilkes,
Fullmore,	McGregor,	Wimberly,
Gay,	McLean,	Wood,
Glass,	McMillian,	Worley,
Graham,	McWhorter,	Young.
Griffith,	Merchison,	

So the report was disagreed to, and the bill therefore lost.

The Speaker requested and obtained the unanimous consent of the House to record his vote on this question, and ordered it recorded in the affirmative.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to authorize Benjamin C. Smith of the county of Elbert, and John W. Cameron, of the county of Colquitt, to practice medicine in this State, and to charge and collect the usual fees, which I am directed to transmit forthwith to this branch of the General Assembly.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

An act to repeal an act to provide for the election of trustees of Effingham County Academy, and for other purposes, approved March 4th, 1856.

Also an act to change and alter the lines between the counties of Worth and Colquitt.

Also an act to legalize the adjournment of Lee Superior Court.

Also an act for the relief of Nancy Morrow, of the county of Henry.

Also an act for the relief of Elizabeth Clarke, executrix of the will of Sevier Clarke, and for other purposes therein named.

Mr. Hardeman from the Committee on Enrollment reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives an act to incorporate the Ocmulgee and Altamaha Steam Navigation Company.

An act to alter and amend the road laws so far as relates to the county of Glynn.

An act to re enact the first section of an act entitled an act to amend the several acts in relation to the town of Athens, approved February 14th, 1856.

An act for the relief of Susan Spell, of the county of Wayne, and Francis Abbott, of the county of Warren, and for other purposes.

An act to compensate the Grand and Petit Jurors of the county of Murray.

An act to consolidate the offices of Receiver of Tax Returns and Tax Collector so far as relates to the county of Union, and for other purposes therein mentioned.

An act for the relief of Martin Hutto and the heirs and legal representatives of William Cooper and John C. Sutton.

An act for the relief of Lewis Jones, Richard Turner and Solomon Hart, of the county of Harris.

An act to authorize the Court of Ordinary of Macon coun-

to grant letters testamentary upon the estate of John R. Felton, deceased, to Noah Felton, of the State of Alabama, and to authorize said Noah Felton to qualify and act as an executor of the will and testament of John R. Felton, deceased.

An act to authorize the Inferior Court of Bryan county to make the bridge across the Canoochee River, known as the Canoochee Bridge, a toll bridge, and to establish the rates of toll, and for other purposes.

Mr. ———, from the Committee on Enrollment reports: duly enrolled and ready for the signature of the Speaker, the following acts, viz:

An act to incorporate the New Manchester Manufacturing Company.

Also an act to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the superintendents, Clerks, and those who consolidate the returns of elections of said county for their services.

Also an act giving the election of the Treasurer of the county of Wayne to the people.

Also an act to repeal an act to amend the patrol laws of this State, approved 20th February, 1854, so far as relates to the county of Gwinnett.

Also an act to compensate witnesses attending Justices Courts in the county of Catoosa and to compensate Justices of the Peace in said county for certain services therein rendered.

Also an act for the relief of John Atwell.

Also an act for the relief of Andrew T. Rowe, of Greene county.

Also an act to make the elections of Tax Collectors and Receivers of Tax Returns for the county of Decatur, biennial instead of annual, and to double the amount of the bonds now given by them.

Also an act to allow compensation for transcribing the numerical land books of the Executive Department.

Also an act for the relief of Thomas J. Miller, of the county of Bibb.

Also an act for the relief of Thomas J. McGaughey, of the county of Walton.

Also an act to incorporate the Western Baptist Association, and to amend the charter of the Southern Female College of Macon.

Also an act to empower the Justices of the Inferior Court and a majority of them of Wayne county to levy an extra tax for court house purposes.

Also an act to give additional powers to the Justices of the Peace for the 872d district, G. M.

Also an act to authorize the Justices of the Inferior Court of Gordon county to levy an extraordinary tax, &c.

Also an act to alter and amend the road laws of this State so far as relates to the counties of Decatur and Lumpkin, and for other purposes.

Also an act for the relief of Elizabeth Coleman, a colored woman.

Also an act to authorize the trustees of the Carrollton Male and Female Academies to sell the same and execute titles thereto together with the lot whereon they are situated, and to vest the proceeds of the same in the Carrollton Male and Female Seminary.

Also an act to permit the Clerk of the Superior and Inferior Courts of Lincoln county to hold the office and discharge the duties of Justice of the Peace in said county.

Also an act for the relief of Rebecca Lance, wife of Samuel R. Lance, of the county of Union, and for other purposes therein mentioned.

Also an act for the relief of Mrs Elizabeth Thompson, of the county of Elbert, and to repeal conflicting laws in her case only.

Also an act to incorporate the United Hebrew Society of Macon Georgia.

Also an act to incorporate Hilliard Male Institute, in Monroe county, and to appoint trustees for the same.

Also an act to amend the 3d section of an act entitled an act to repeal an act to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah, and for other purposes therein mentioned.

Also a resolution in relation to the State of Texas, the massacre at Goliad, and appointing William F. Fannin, of the county of Troup, commissioner, &c., &c.

On motion of Mr. Smith, of Towns, the rules were suspended and the House went into committee of the whole, Mr Pickett in the chair, on the bill to appropriate money for the support of Government during the political year 1858.

The same was amended, when the committee arose and reported the same back with amendments.

The House without any further action thereon postponed the bill and amendments until to-morrow, and adjourned until 7 o'clock, p. m.

SEVEN O'CLOCK P. M.

The House met pursuant to adjournment.

The bill to be entitled an act to incorporate the Southern Direct Trade Company, and for other purposes, and the bill to authorize the Treasurer of this State +

when due, were read the second time and committed for a third reading.

The Senate amendments to the following bills of the House were taken up and concurred in, viz:

To a bill to prevent slaves and free persons of color from keeping eating houses and eating tables in the town of Warrenton, Warren county.

A bill to alter and amend the several laws in relation to the poor school system, so far as relates to the county of Gordon.

A bill to prevent the killing of deer at certain seasons of the year in the counties of Scriven and Liberty.

A bill to amend an act to incorporate the Canton Mining Company of Georgia, approved December 17th, 1855.

A bill to require the Ordinary of Macon county to pay William Loudon and Silas Stokes all arrearages due them for teaching poor children in said county.

A bill for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of Habersham county.

And a bill to incorporate the Vigilant Hose Company.

The House took up the report of the committee on the bill to incorporate a Mounted Police in the 15th district, G. M., in the county of Liberty, to appoint commissioners for the same, and for other purposes therein mentioned.

The same had been referred on motion of Mr. Hughes, of Liberty, together with memorials for and against its passage, to a select committee who reported adversely.

The report was agreed to and the bill therefore lost.

Mr. Westmoreland, from the Committee on Agriculture and Internal Improvement, presented a majority report on the subject of the sale of the Western and Atlantic Railroad.

Mr. Bigham, from the same committee, presented a minority report.

On motion of Mr. Boggess, one hundred and sixty copies of each were ordered to be printed for the use of the House.

The House took up the report of the committee on the bill of the Senate to render certain the compensation of teachers of poor children of the respective counties of the State, and to secure to poor children the benefit of the poor school fund.

The same was amended, the report as amended was agreed to, the bill was read the third time and passed, and ordered to be transmitted to the Senate without delay.

The House took up the report of the committee on the bill of the House to authorize the Tax Collector of Pickens county to pay over to the Inferior Court of said county one-half of the State tax of said county until the sum of eight hundred and fifteen dollars shall have been paid, for the purpose of erecting an academy in the town of Jasper.

On motion of Mr. Barrett this bill was indefinitely postponed.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, an act to authorize a settlement between James M. Hightower, guardian, and James W F. Hightower, his ward.

The House went into committee of the whole, Mr. Hardeman in the chair, on the bill of the House to appropriate money to enable travelers and persons emigrating to South Western Georgia to cross the Alapahaw River, near Irwinville.

The committee arose and through their chairman reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and upon the question of its passage the yeas and nays were required to be recorded.

There are yeas 37. There are nays 73.

Those who voted in the affirmative are Messrs:

Bigham,	Harkness,	Oneal,
Bogges,	Harper,	Owens,
Cannon,	Harrison,	Pickett,
Daniel,	Hines,	Price,
DeLamar	Kendall,	Pruett,
Diamond,	Lee,	Roberts of Scriven,
Everett,	McDonald,	Shelton,
Faulk,	McLean,	Smith of Talbot,
Gay,	McMillian,	Smith of Towns,
Gordon,	Milledge,	Wall,
Graham,	Mizell,	Westmoreland,
Guy,	Moore of Glynn,	Wimberly.
Hardy,		

Those who voted in the negative are Messrs

Awtry,	Hall,	Moore of Clarke,
Barrett,	Hardeman,	Mott,
Barton,	Harris of Cobb,	Moughon,
Battle,	Hays,	Neal,
Batts,	Hillyer,	Phillips,
Black,	Holliday,	Pittard,
Brantly,	Holmes,	Reid,
Causey,	Howard,	Roberts of Cherokee,
Chapman,	Hughes,	Sheffield,
Clarke,	Irwin,	Sherman,
Cook,	Jones,	Smith of Coweta,
Crittenden,	Kirby,	Smith of Tattnall,
Darden,	Kitchens,	Strickland,
Davis,	Lane,	Taliaferro,

Duncan,	Lockett,	Taylor,
Fain of Union,	Luffman,	Walker of Clarke,
Fannin,	Marshall,	Walker of Henry,
Fincannon,	Mattox,	Wilkes,
Findley,	McAfee,	Willis,
Frederick,	McConnell,	Wood,
Fuller,	McDaniel,	Worley,
Gilbert,	McEver,	Wright,
Glass,	McWhorter,	Young.
Griffith,	Merchison,	
Grovensteine,	Mintz,	

So the bill was lost.

The House took up the report of the committee on the bill to be entitled an act to amend the charter of the Commercial Bank of Brunswick.

The report was agreed to, the bill was read the third time and passed.

The report of the Judiciary Committee which was adverse to the passage of the following bills was agreed to and the bills were therefore lost, viz:

A bill to be entitled an act to protect the rights of persons furnishing building materials, and for other purposes therein specified.

A bill to be entitled an act to make the acts of Joseph J. Hale legal, &c.

A bill to be entitled an act for the relief of A. J. Morris, of the county of Carroll.

A bill to be entitled an act to authorize deputy Sheriffs to execute titles to purchases of property sold by them at Sheriffs sale.

A bill to be entitled an act to strike out certain words in the eleventh section of the third article of the Constitution.

A bill to allow Clark Howell, of the county of Fulton, to build a bridge across the Cattahoochee on his own land, and charge toll on the same.

A bill for the relief of trustees holding property in trust for married women, from the nature of the trust not to be controlled by their husbands.

A bill to repeal the 4th section of an act passed December 19th, 1793.

A bill to compensate the Petit Jurors of Merriwether county and to dispose of certain moneys herein provided.

The Committee on Journals beg leave to report that they have carefully examined and compared the Journals with the Records and take pleasure in saying that they find that the duties of the clerks in this department have been discharged with great fidelity and neatness.

Your committee are unwilling to make any invidious distinctions, but they cannot forbear to say that the Chief Jour-

nalizing Clerk deserves high commendation for the fidelity and accuracy with which he has discharged his duties, and where a compliment is so well deserved none can feel aggrieved at its bestowment.

Your committee report that the records submitted to them are unsurpassed in beauty, style and penmanship; and in consequence of the business yet to be made up, recommend the following resolution :

Resolved, That the Recording Clerks of the House of Representatives be allowed twenty days to record the unfinished business, and ——— days additional to make the necessary Index to the same.

And be it further Resolved, That the sum of two hundred dollars be appropriated as additional pay to the Journalizing Clerk of the House.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has concurred in the amendment of the House to the bill of the Senate to render certain the compensation of teachers of poor children of the respective counties of this State, and to secure to poor children the benefit of the poor school fund.

The House took up the report of the committee on the bill to be entitled an act to amend the 35th section of the 4th division of the Penal Code of this State.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the relief of honest debtors.

The report was agreed to. The bill was read the third time and passed.

The House went into committee of the whole, Mr. Harrison in the chair, on the bill to be entitled an act for the relief of Jesse M. Davis, of the county of Terrell, and others. The committee arose and reported the same back to the House without amendment.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate the appointment and number of subordinate and assistant clerks in the Senate and House of Representatives of the General Assembly of Georgia.

The Judiciary Committee, to whom the same was referred, recommended its passage with certain amendments, which were received.

The report of said committee was agreed to. The bill was read the third time and passed with the amendments.

The House took up the report of the committee on the bill of the Senate to amend the charter of the Macon and Brunswick Railroad Company, and to define more particularly the

powers and privileges of said company, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to point out the mode of payment of fees of Solicitor General of the Eastern Judicial District of Georgia in Chatham county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to reduce the Sheriff's bonds in the counties of Towns, Camden and Harralson.

The report was agreed to, the bill was read the third time and passed.

The following bills of the Senate were read the second time and committed for the third reading, viz :

A bill to add additional managers to the Fort Gaines Academy Lottery ; to amend the charter thereof, and for other purposes therein mentioned.

A bill amendatory of the act approved 6th of March, 1856, entitled an act to simplify the method of carrying cases to the Supreme Court, and for other purposes.

A bill to amend the various acts in relation to the City Court of Savannah ; to add to the jurisdiction and powers of said Court, and for other purposes therein named.

The following bills of the Senate were read the first time :

A bill to exempt certain members of the Mechanics' Fire Company No. 2, in the city of Atlanta, from certain public duties.

A bill to authorize the commissioners of pilotage for the port of Darien to commission Francis Cardone, a free man of color, as a pilot for said port.

A bill to incorporate the Carroll Mining Company, the Waldroupe Mining Company, the Hill Mining Company, and the Wickham Mining Company.

A bill to change the times of holding the Inferior Courts of the counties of Stewart and Taylor.

A bill to authorize Benjamin C. Smith, of the county of Elbert, and John W. Cameron, of the county of Colquitt, to practice medicine in this State, and charge and collect the usual fees for the same.

A bill to change the line of the various counties, and for other purposes therein mentioned.

A bill to fix the compensation of the Petit Jurors in the Superior and Inferior Courts of Lee county, and for other purposes.

A bill to authorize the Ordinary of Merriwether county to pay arrearages due teachers of poor children.

A bill to repeal an act approved 3d March, 1856, to amend

the 18th section of the charter of the city of Atlanta, and for other purposes therein specified, &c.

A bill for the relief of John W. Spain.

A bill to authorize Berry Chapman, a lame man of the county of Fayette, as an itinerant trader to vend any goods, wares or merchandize within the fourth Congressional district without obtaining license for the same.

A bill to amend the several acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved 22d January, 1852.

A bill to render certain the compensation of teachers of poor children in the counties herein named; to secure to poor children the benefit of the poor school funds, and for other purposes.

A bill to authorize and allow the citizens of each Magistrate's district, in the counties of Ware and Terrell, to determine and decide the propriety of retailing spirituous liquors in their respective districts, and for other purposes.

A bill for the relief of Mrs. Martha Lewis, wife of William Lewis, of the county of Henry, and for other purposes therein mentioned.

A bill authorizing the Justices of the Inferior Court of Clay county to lay off the county of Clay into school districts.

A bill to define the corporate limits of the town of Americus, in Sumter county.

A bill to amend the charter of the city of Macon.

Also a bill to alter and amend an act entitled an act to authorize the Justices of the Inferior Courts of the counties of Fannin, Telfair, Clinch and Walton, to lay off said counties into school districts; to appoint Trustees for the same, and to provide for the election of Treasurers of each of said counties, and for other purposes therein mentioned, approved March 6th, 1856.

Also, a bill to authorize Levi Hollinsworth, Samuel D. Echols, their heirs and assigns, to erect and keep up a dam across the Chattahoochee river on their own land.

A bill to repeal an act to compel owners of slaves on plantations and farms in Effingham county to keep a white man on said plantations or farms, approved March 5th, 1857.

A bill for the relief of Mrs. Frances C. Guerry, of Calhoun county.

A bill to submit the question of the removal of the county site of Montgomery county to the voters of said county, and for carrying out the will of the majority.

A bill to make legal the sale of the Bainbridge Academy lot.

A bill for the relief of George McKinley and John Sermons, of Early county.

A bill for the relief and benefit of Cornelia McLean, of the county of Telfair.

The House adjourned until 9½ o'clock, a. m., to-morrow.

WEDNESDAY, DECEMBER 16th, 1857.

The House met pursuant to adjournment.

On motion of Mr. Kenan, so much of the Journal of yesterday as was reconsidered as relates to the rejection of the bill to increase the salaries of the Executive Judges of the Supreme Court, Judges of the Superior Courts and Solicitors of this State.

On motion of Mr. Daniel, so much of the Journal of yesterday as relates to the rejection of the bill to appropriate money to build a bridge and causeway across the Alapahaw river, near Irwinville, was reconsidered.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has concurred in the amendments of the House to the following bills of the Senate :

A bill to be entitled an act to authorize and require the Justices of the Inferior Court of Warren county to draw two panels of jurors from the jury boxes of said county, and for other purposes therein named.

Also, a bill to be entitled an act to alter and amend an act to protect the planters of oyster beds, and give exclusive right to the usufruct of natural beds of oysters in certain cases, and to prevent the taking of terrapins and turtle in certain seasons, approved February 18th, 1856.

Also, a bill to be entitled an act to amend an act approved December 17th, 1851, entitled an act to grant corporate powers and privileges to the Curtright Manufacturing Company.

Also, a bill to be entitled an act to authorize Joseph E. Dent and John T. Dent, executors of the last will of Wm B. W. Dent, deceased, to sell the lands belonging to the estate of said Wm. B. W. Dent, deceased, at private sale, and to make legal and valid conveyances for the same.

Also, a bill to be entitled an act to confer certain privileges on Adolphus Anderson, of Harris county, and to make lawful his act, and to give him authority to transact business as though he were of full age.

Also, a bill to be entitled an act to authorize the Clerk of the Superior and Inferior Courts of Charlton county to keep their offices at their residences, if within six miles of the court house.

Mr. — from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker,

An act to incorporate the Vigilant Hose Company, the Milledgeville Telegraphic Company, the Warrenton Telegraphic Company, and to extend certain privileges to Young America Fire Company No. 3, of the city of Macon.

A bill authorizing the Justices of the Inferior Court of Clay county to lay off the county of Clay into school districts.

A bill to define the corporate limits of the town of Americus, in Sumpter county.

A bill to alter and amend the charter of the city of Macon.

The following message was received from the Governor, through Mr. Campbell, his Secretary :

Mr. Speaker—The Governor has signed the following acts, to wit :

An act to be entitled an act to pay the clerk the cost due him in criminal pauper cases returned to the Superior Courts of the State of Georgia, and to explain the 17th section of an act approved 10th December, 1848, organizing the Supreme Court.

An act to incorporate the New Manchester Manufacturing Company.

Also an act to make the elections for Tax Collectors and Receivers of tax returns for the county of Decatur, biennial instead of annual, and to double the amount of the bond given by them.

An act for the relief of Thomas J. McGaughey of the county of Walton.

An act to authorize the Justices of the Inferior Court of Gordon county to levy an extraordinary tax, &c.

An act to give additional powers to the Justices of the Peace for the 872d district, G. M.

An act to empower the Justices of the Inferior Court or a majority of them, of Wayne county, to levy an extra tax for court-house purposes.

An act for the relief of Mrs. Elizabeth Thompson, of the county of Elbert, and to repeal conflicting laws in her case only.

An act to alter and amend the road laws of this State, so far as relates to the counties of Decatur and Lumpkin.

Also an act for the relief of Elizabeth Coleman, a colored woman.

An act to incorporate Hilliard Male Institute, and appoint Trustees for the same.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to consolidate the offices of Clerk of the Superior and Inferior Courts of the county of DeKalb.

Also a bill to be entitled an act to lay out and organize a new county from the counties of Stewart and Randolph, and for other purposes.

Also a bill to be entitled an act for the relief of the citizens of the 995th and 994th districts G. M. in this State.

Also a bill to be entitled an act for the relief of Mary E. E. Rice, and to constitute her a free dealer.

Also a bill to be entitled an act to incorporate Hannah Moore Female Collegiate Institute, located in Decatur, Georgia, and to confer powers on the same.

Also a bill to be entitled an act to incorporate the Georgia Equitable Insurance Company.

Also a bill to be entitled an act to incorporate the Savannah Flour Exporting Mill Company.

Also a bill to be entitled an act for the relief of Calvin J. Crawford and Henry Ivey.

Also a bill to be entitled an act to change the county lines between the counties of Columbia and Richmond, and to change certain precincts.

Also a bill to be entitled an act to change the time of holding the October term of the Court of Ordinary of Talbot county.

Also a bill to be entitled an act to incorporate the Georgia Insurance Company.

Also a bill to be entitled an act to change the line between the counties of Irwin and Coffee, and for other purposes.

Also a bill to be entitled an act to amend the patrol laws of this State, approved February 20th, 1854, so far as relates to the county of Franklin.

Also a bill to be entitled an act to charter the Atlanta Insurance Company, and confer certain rights and privileges.

Also a bill to be entitled an act to punish all owners of slaves, and guardians of free persons of color, and said slaves and free persons of color in the county of Warren, for said owners and guardians allowing said slaves and free persons of color to live alone, and to prevent the same.

Also a bill to be entitled an act for the relief of William H. Hinton of the county of Merriwether, and Wm. H. Whatley of the county of Pike.

Also a bill to be entitled an act for the better regulation of the town of Elberton.

Also a bill to be entitled an act for the relief of Mrs. Jincey Pace, wife of John Pace of the county of Heard.

Also a bill to be entitled an act for the relief of Drewry Boatright, and to relieve him from certain disabilities.

Also a bill to be entitled an act to empower the Judge of the Superior Court, of the Western Circuit, to hold the spring term of the Superior Court for Gwinnett county two weeks in certain cases, and change the time of holding the spring term of said Court.

Also a bill to be entitled an act to repeal an act to amend the patrol laws of this State, so far as relates to the counties of Walton, Montgomery and Bryan.

Also a bill to be entitled an act amendatory of an act entitled an act to incorporate the Ocmulgee Mills.

Also a bill to be entitled an act to change the time of holding the Superior and Inferior Courts of the counties therein named.

Also a bill to be entitled an act to compensate the grand and petit jurors of the county of Paulding, and the petit jurors of the county of Heard.

Also a bill to be entitled an act to authorize John G. McHenry and Thomas N. Poullain, administrators on the estate of James H. McHenry, deceased, late of Greene county, to purchase a farm and stock the same, and to work the slaves belonging to said estate thereon, and to carry on the same, and for other purposes.

Also a bill to be entitled an act to prevent the sale of ardent spirits on days of general elections at a certain precinct in Richmond county.

Also a bill to be entitled an act to change the county line between the counties of Pike and Upson, and to change the county line between the counties of Tattnall and Montgomery, so as to add the residence of Silas Barintine of the county of Upson, to the county of Pike, and to include the residence of John Wilks, Jr., of the county of Tattnall in the county of Montgomery.

Also a bill to be entitled an act to regulate the collection of jury fees in the Superior and Inferior Courts of the county of Campbell.

Also a bill to be entitled an act to authorize the Governor to appoint some fit and proper person to run out the line between the 7th district of Baker and the 3d district of Calhoun county.

Also a bill to be entitled an act to incorporate the Bowdon Collegiate Institute, to appoint trustees for the same, and to confer certain privileges.

Also a bill to be entitled an act to make it penal to cut and haul off timber from the lands in Telfair county, without the consent of the owner, agent or tenant in possession.

Also a bill to be entitled an act for the relief of James Hamby of Walker county.

Also a bill to be entitled an act for the relief of Rufus Rabun and Joseph B. Ellis.

Also a bill to be entitled an act to amend an act incorporating the town of Fort Valley in Houston county.

Also a bill to be entitled an act to lay and construct a turnpike road of suitable width and grade, commencing at or near the sandy ford on the Chattooga river, and running the most practicable route to Clayton, in Rabun county.

Also a bill to be entitled an act to alter and amend the several acts in relation to itinerant traders, and to prescribe the mode of obtaining license, so far as relates to the county of Worth.

Also a bill to be entitled an act to change the time of holding the Superior Court of the county of Pickens, and for other purposes.

Also a bill to be entitled an act to incorporate the town of Preston, in Webster county, and appoint commissioners for the same, and for other purposes therein named.

The Senate has concurred in the amendments of the House to the bill of the Senate to be entitled an act to lay out and organize a new county out of a portion of the county of Warren.

Also to the bill to lay out a new county from the counties of Cherokee, Cobb and Forsyth, and for other purposes.

Also to the bill to lay out and form a new county from the counties of Ware and Appling, and to provide for the organization of the same.

Also to the bill to consolidate the offices of Clerk of the Superior and Inferior Courts of the county of Columbia.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

An act to repeal an act to incorporate the Sweetwater Manufacturing Company, but to continue the corporation to collect and pay its debts.

An act to repeal an act to authorize the Justices of the Inferior Court of the counties of Fannin, Telfair, Clinch and Walton, to lay off said counties into school districts, to appoint trustees for the same, and to provide for the election of treasurers for each of said districts, and for other purposes therein mentioned, approved March 6th, 1856.

An act to establish and incorporate a Female College in the city of Marietta, to be called the "Marietta Female College," and to confer powers on the same, with certain rights, powers and privileges therein named.

An act for the relief of James E. Williams, of the city of Atlanta.

An act to regulate and define the time of holding the Superior Courts of several counties of the Cherokee Circuit, to authorize the Judge of said Courts to hold two weeks Court in Gordon and Catoosa counties, and to draw two panels of jurors to serve in the counties of Gordon and Catoosa.

An act to establish the 1005th district G. M. in the county of Decatur, and to legalize the judicial acts thereof.

An act to legalize, to the intent therein specified, the probate of the will of Felix G. Edwards, deceased, and the grant

of administration with said will annexed, by the Ordinary of Dougherty county.

An act to repeal the lien laws so far as applies to the steam saw mills at and upon the several mouths of the Altamaha river.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker, the following acts, viz :

An act to prevent the killing of deer at certain periods of the year in the county of Scriven.

Also an act to require the Ordinary of Macon county to pay William Loudon, Silas Stokes and A. J. Easom, all arrearages due for the tuition of poor children in said county.

Also an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of the county of Habersham, and for other purposes therein named.

Also an act to prevent persons owning slaves, or the guardian of free persons of color in the town of Warrenton, Warren county, from keeping eating houses and eating tables in said town, and the town of Thomaston, Upson county.

Also an act to amend an act to incorporate the Canton Mining Company of Georgia, approved December 17th, 1855.

Also an act to alter and amend the several laws in relation to the poor school system, so far as relates to the counties of Gordon and Gilmer.

Also an act to commute the sentence of John Black, of the county of Habersham, now under the sentence of death for the crime of murder.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act to compensate the grand and petit jurors of the several counties therein named, and for other purposes therein mentioned.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has passed the bill of the House entitled an act to commute the sentence of John Black, of the county of Habersham, now under the sentence of death for the crime of murder, which I am directed to transmit forthwith to this branch of the General Assembly.

On motion of Mr. Kenan the bill reconsidered this morning, relative to an increase of the salaries of certain officers in this State, was taken up.

The House went into committee of the whole, Mr. Pickett in the Chair, on said bill. The same was amended.

The committee then arose and reported the bill back to the House with the amendments.

The report as amended was agreed to, the bill was read the third time, and on the question of its passage, Mr. Strickland, seconded by Mr. McDaniel, required the yeas and nays to be recorded.

There are yeas 82, nays 51.

Those who voted in the affirmative are Messrs :

Bailey,	Hardeman,	McDonald,
Barton,	Hames,	McLean,
Batts,	Harris of Dougherty,	McWhorter,
Bogges,	Harper,	Merchison,
Brantley,	Harrison,	Milledge,
Carter,	Hillyer,	Mizell,
Clarke,	Hines,	Moore of Clarke,
Coleman,	Holden,	Moore of Glynn,
Conley,	Holliday,	Mott,
Crittenden,	Holmes,	Moughon,
Daniel,	Hughes,	Owens,
Davis,	Irwin,	Pittard,
DeLamar,	Johnston,	Powell,
Diamond,	Jones,	Pruett,
Duncan,	Kenan,	Reid,
Edwards,	Kimbrough of Har-	Roberts of Scriven,
Everett,	ris,	Sheffield,
Fain of Union,	Kimbrough of Stew-	Shelton,
Fannin,	art,	Smith of Towns,
Faulk,	Kirby,	Sprayberry,
Findley,	Kitchens,	Taliaferro,
Frederick,	Lane,	Terrell,
Fullmore,	Lazenby,	Walker of Clarke,
Gordon,	Lewis of Green,	Webster,
Graham,	Lewis of Hancock,	Westmoreland,
Grovensteine,	Lockett,	Wilkes,
Guy,	Luffman,	Willis,
Hall,	McCants,	Wright.

Those who voted in the negative are Messrs :

Awtry,	Hays,	Phillips,
Barrett,	Hopkins,	Pickett,
Battle,	Howard,	Price,
Bigham,	Julian,	Roberts of Cherokee,
Black,	Lee,	Sherman,
Braswell,	Marshall,	Smith of Coweta,
Causey,	Mattox,	Smith of Talbot,
Chapman,	McAfee,	Smith of Tattnall,
Cureton,	McConnell,	Strickland,
Embry,	McDaniel,	Taylor,
Fain of Fannin,	McEver,	Tomlinson,
Fortner,	McGregor,	Wall,
Fuller,	McMillian,	White,

Gilbert,	Mintz,	Wimberly,
Griffith,	Myers,	Wood,
Hardy,	Neal,	Worley,
Harris of Cobb,	Oneal,	Young.

So the bill was passed and ordered to be transmitted to the Senate without delay.

On motion of Mr. Milledge the rules were suspended and the House took up the report of the committee on the bill to amend the several acts now of force providing for the election of members of the City Council of Augusta, &c.

The report was agreed to, the bill was read the third time and lost.

The House resumed the consideration of the appropriation bill as the unfinished business of yesterday.

Mr. Lewis, of Hancock, offered the following amendment:

And be it further enacted, that the sum of fifteen thousand dollars be appropriated as a printing fund for the current year, and that in case of deficiency of this appropriation the Governor is hereby authorized to draw his warrant upon the Treasury for the deficit, to be paid out of any money in the Treasury not otherwise appropriated. And that after the passage of this act the Governor be authorized to draw his warrant upon the Treasury in favor of the State Printer for the sum of five thousand dollars as an advance on the State Printing.

Upon the question of receiving the same, Mr. Kenan required the yeas and nays to be recorded.

There are yeas 64, nays 61.

Those who voted in the affirmative, are Messrs:

Awtry,	Harris of Cobb,	Powell,
Barrett,	Harris of Dougherty,	Price,
Batts,	Hays,	Pruett,
Black,	Hillyer,	Reid,
Bogges,	Hopkins,	Roberts of Cherokee,
Cannon,	Hughes,	Shelton,
Coleman,	Irwin,	Smith of Coweta,
Conley,	Jones,	Smith of Towns,
Cook,	Kirby,	Sprayberry,
Crittenden,	Lee,	Strange,
Daniel,	Lewis of Hancock,	Strickland,
Diamond,	Luffman,	Taylor,
Embry,	Marshall,	Webster,
Everett,	McAfee,	Westmoreland,
Fain of Union,	McCants,	Wilkes,
Faulk,	McLean,	Willis,
Fincannon,	Merchison,	Wood.
Frederick,	Moore of Glynn,	Worley,
Gay,	Moughon,	Wright,
Gordon,	Myers,	Young.

Griffith,
Harkness,

Oneal,
Pickett,

Those who voted in the negative are Messrs :

Barton,	Guy,	McDonald,
Battle,	Hall,	McGregor,
Bigham,	Hardy,	McMillian,
Brantley,	Hardeman,	Milledge,
Braswell,	Hames,	Mintz,
Causey,	Harper,	Moore of Clarke,
Chapman,	Harrison,	Mott,
Clarke,	Hines,	Phillips,
Cureton,	Holden,	Roberts of Scriven,
Darden,	Holliday,	Sherman,
Davis,	Holmes,	Smith of Talbot,
DeLamar,	Howard,	Smith of Tattnall,
Edwards,	Kenan,	Taliaferro,
Fain of Fannin,	Kimbrough of Stew-	Terrell,
Fannin,	art,	Tomlinson,
Fortner,	Kitchens,	Walker of Clarke,
Fuller,	Lazenby,	Walker of Henry,
Fullmore,	Lewis of Greene,	Wall,
Gilbert,	Mattox,	White,
Graham,	McConnell,	Wimberly,
Grovensteine,	McDaniel,	

So the same was received.

Mr. Kenan offered the following as an additional section :

And be it further enacted that we print but two thousand of the Journals, one thousand of the House and one thousand of the Senate.

The Speaker decided that the same was not germane to the bill, and was therefore out of order.

Mr. Kenan appealed from the decision, and upon the question of sustaining the same, required the yeas and nays to be recorded.

There are, yeas 78, nays 50.

Those who voted in the affirmative are Messrs :

Awtry,	Harris of Dougherty,	Myers,
Barrett,	Hays,	Owens,
Batts,	Hillyer,	Pickett,
Black,	Hopkins,	Pittard,
Boggess,	Hughes,	Powell,
Cannon,	Irwin,	Price,
Carter,	Jones,	Pruett,
Coleman,	Julian,	Reid,
Conley,	Kirby,	Roberts of Cherokee,
Cook,	Lane,	Sheffield,
Crittenden,	Lee,	Shelton,

Diamond,	Lewis of Greene,	Sherman,
Embry,	Lewis of Hancock,	Smith of Coweta,
Everett,	Luffman,	Smith of Towns,
Fain of Fannin,	Marshall,	Sprayberry,
Fain of Union,	McAfee,	Strange,
Faulk,	McCants,	Strickland,
Fincannon,	McConnell,	Taylor,
Gordon,	McDaniel,	Webster,
Graham,	McDonald,	Westmoreland,
Griffith,	McEver,	Wilkes,
Guy,	McLean,	Willis,
Hall,	Merchison,	Wood,
Hardy,	Mizell,	Worley,
Harkness,	Moore of Glynn,	Wright,
Harris of Cobb,	Moughon,	Young.

Those voting in the negative are Messrs :

Barton,	Fuller,	McGregor,
Battle,	Fullmore,	McMillian,
Bigham,	Gilbert,	Mintz,
Brantley,	Grovensteine,	Mott,
Brasswell,	Hardeman,	Neal,
Causey,	Hames,	Phillips,
Chapman,	Harper,	Roberts of Scriven,
Clarke,	Harrison,	Smith of Talbot,
Cureton,	Hines,	Smith of Tattnall,
Daniel,	Holden,	Taliaferro,
Darden,	Holmes,	Tomlinson,
Davis,	Howard,	Walker of Clarke,
DeLamar,	Kenan,	Walker of Henry,
Duncan,	Kimbrough of Stew-	Wall,
Edwards,	art,	White,
Fannin,	Kitchens,	Wimberly.
Fortner,	Lazenby,	
Frederick,	Mattox,	

So the decision of the Speaker was sustained.

Mr. Strickland moved to strike out the word "six" where it occurs, relative to the per diem of the members of the General Assembly, and insert "five."

Mr. Gordon required a division of the question, and gave notice that if the motion to strike out prevailed, he should move to fill the blank thereby created with "ten."

Upon this motion, Mr. Strickland required the yeas and nays to be recorded.

There are, yeas 66, nays 67.

Those who voted in the affirmative are Messrs :

Awtry,	Hardeman,	Phillips,
Barrett,	Harris of Cobb,	Pickett,
Battle,	Hays,	Pittard,

Batts,	Holliday,	Price,
Bigham,	Holmes,	Pruett,
Boggess,	Hopkins,	Roberts of Cherokee,
Braswell,	Howard,	Sheffield,
Coleman,	Irwin,	Sherman,
Cook,	Julian,	Smith of Tattnall,
Cureton,	Lazenby,	Strickland,
Darden,	Lee,	Taliaferro,
Embry,	Marshall,	Taylor,
Fain of Fannin,	Mattox,	Tomlinson,
Fannin,	McAfee,	Walker of Henry,
Fincannon,	McCants,	Wall,
Fortner,	McConnell,	White,
Fuller,	McDaniel,	Wilkes,
Gay,	McEver,	Willis,
Gilbert,	McGregor,	Wood,
Glass,	McMillian,	Worley,
Griffith,	Moughon,	Wright,
Hall,	Myers,	Young.
Hardy,	Neal,	

Those who voted in the negative are Messrs :

Barton,	Guy,	Milledge,
Black,	Hames,	Mintz,
Brantley,	Harkness,	Mizell,
Cannon,	Harris of Dougherty,	Moore of Glynn,
Carter,	Harper,	Mott,
Causey,	Harrison,	Oneal,
Clarke,	Hillyer,	Owens,
Conley,	Hines,	Powell,
Crittenden,	Holden,	Reid,
Daniel,	Hughes,	Roberts of Scriven,
Davis,	Jones,	Shelton,
DeLamar,	Kenan,	Smith of Coweta,
Diamond,	Kimbrough of Stewart,	Smith of Talbot,
Duncan,		Smith, of Towns,
Edwards,	Kirby,	Sprayberry,
Everett,	Kitchens,	Strange,
Fain of Union,	Lane,	Terrell,
Faulk,	Lewis of Greene,	Walker of Clarke,
Frederick,	Lewis of Hancock,	Webster,
Fullmore,	Luffman,	Westmoreland,
Gordon,	McDonald,	Wimberly.
Graham,	McLean,	
Grovensteine,	Merchison,	

So the motion was lost.

The House having received other amendments to the bill, adjourned until 2½ o'clock p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning, to wit: the appropriation bill.

Mr. Hardeman moved to strike out one thousand dollars in that clause of the bill which relates to the appropriation of a military fund.

This motion prevailed.

He then moved to fill the blank with "three thousand."

Upon this motion, Mr. Kenan required the yeas and nays to be recorded.

There are yeas 61, nays 72.

Those who voted in the affirmative are Messrs :

Awtry,	Harrison,	Moore of Glynn,
Bailey,	Hines,	Mott,
Barton,	Holden,	Moughon,
Batts,	Holliday,	Owens,
Brantley,	Holmes,	Powell,
Christy,	Howard,	Reid,
Coleman,	Hughes,	Shelton,
Conley,	Irwin,	Smith of Talbot,
Crittenden,	Jones,	Smith of Tattnall,
Darden,	Kenan,	Sprayberry,
Duncan,	Kitchens,	Strange,
Embry,	Lane,	Terrell,
Everett,	Lewis of Greene,	Walker of Clarke,
Fannin,	Lewis of Hancock,	Walker of Henry,
Gordon,	Lockett,	Westmoreland,
Grovensteine,	Mattox,	Wilkes,
Hall,	McCants,	Wimberly,
Hardy,	McGregor,	Worley,
Hardeman,	McWhorter,	Wright.
Hames,	Mintz,	
Harper,	Moore of Clarke,	

Those who voted in the negative are Messrs :

Barrett,	Glass,	Myers,
Battle,	Graham,	Neal,
Bigham,	Griffith,	Oneal,
Black,	Harkness,	Phillips,
Bogges,	Harris of Cobb,	Pickett,
Causey,	Harris of Dougherty,	Pittard,
Chapman,	Hays,	Price,
Clarke,	Hillyer,	Pruett,
Cook,	Hopkins,	Roberts of Cherokee,
Cumbe,	Julian,	Roberts of Scriven,
Cureton,	Kimbrough of Stew-	Sheffield,
Daniel,	art,	Sherman,

DeLamar,	Kirby,	Smith of Coweta,
Davis,	Lazenby,	Strickland,
Diamond,	Lee,	Taliaferro,
Edwards,	Marshall,	Taylor,
Faulk,	McAfee,	Tomlinson,
Fincannon,	McConnell,	Wall,
Findley,	McDaniel,	Webster,
Fortner,	McDonald,	White,
Frederick,	McEver,	Willis,
Fuller,	McLean,	Wood,
Fullmore,	McMillian,	Young.
Gay,	Merchison,	
Gilbert,	Mizell,	

So the motion was lost.

Mr. Kenan moved to fill the blank with twenty-five hundred dollars, which sum should be at the disposal of the Governor for the purpose of having a military encampment of the volunteer companies of Georgia.

Upon this motion the yeas and nays were required to be recorded.

There are yeas 52, nays 71.

Those who voted in the affirmative are Messrs :

Awtry,	Harris of Dough-	Moore of Clarke,
Bailey,	erty,	Mott,
Barton,	Harrison,	Moughon,
Brantley,	Hines,	Owens,
Cannon,	Holden,	Powell,
Conley,	Holliday,	Reid,
Crittenden,	Holmes,	Shelton,
Darden,	Howard,	Smith of Talbot,
Duncan,	Hughes,	Smith of Tatnall,
Embry,	Jones,	Sprayberry,
Everett,	Julian,	Strange,
Fannin,	Lewis of Hancock,	Terrell,
Gordon,	Lockett,	Walker of Clarke,
Grovensteine,	Mattox,	Walker of Henry,
Hall,	McGregor,	Wilkes,
Hardy,	McWhorter,	Wimberly,
Hardeman,	Mintz,	Wright,
Harper,	Mizell,	

Those who voted in the negative, are Messrs :

Barrett,	Glass,	Moore of Glynn,
Battle,	Graham,	Myers,
Bigham,	Griffith,	Oneal,
Black,	Harkness,	Phillips,
Boggess,	Harris of Cobb,	Pickett,
Causey,	Hays,	Pittard,

Chapman,	Hillyer,	Price,
Clarke,	Hopkins,	Prnett,
Cumbe,	Irwin,	Roberts of Cherokee,
Cureton,	Johnson,	Roberts of Scriven,
Daniel,	Julian,	Sheffield,
DeLamar,	Kimbrough of	Sherman,
Diamond,	Stewart,	Smith of Coweta,
Edwards,	Kirby,	Smith of Towns,
Fain of Fannin,	Kitchens,	Strickland,
Faulk,	Lazenby,	Taliaferro,
Fincannon,	Lee,	Taylor,
Findley,	Luffman,	Tomlinson,
Fortner,	McAfee,	Wall,
Frederick,	McConnell,	Webster,
Fuller,	McDaniel,	White,
Fullmore,	McEver,	Willis,
Gay,	McLean,	Wood,
Gilbert,	McMillian,	Young.

So the motion was lost.

On motion of Mr. Smith of Towns, the blank was filled with one thousand and one dollars.

Several amendments were offered and received.

The report as amended was agreed to, the bill was read the third time and passed.

The same was ordered to be transmitted to the Senate without delay.

Leave of absence was granted to Mr. Hillyer after Friday next on special business.

The joint resolution to authorize the Governor to appoint a committee to examine and report upon the merits of a supplemental Digest of the Laws of Georgia, by Y. J. Anderson, was taken up out of its regular order, read and agreed to.

The House took up the report of the committee on the bill to provide for the redemption at the Treasury of fifty per centum of the outstanding bills of the Bank of Darien, but no disposition was made of the same.

The House adjourned until 9½ o'clock, a. m., to-morrow.

THURSDAY, DECEMBER 17th, 1857.

The House met pursuant to adjournment.

The rules were suspended and the House took up the report of the committee on the bill of the Senate for the relief of William L. Gordon, of the county of Spalding.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the House to be entitled an act for the relief of the Tax Collector of the county of Wilkinson, and went into committee of the whole, Mr. Gordon in the Chair, on the same.

The committee arose and reported the bill back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

An act to amend the charter of the Macon and Brunswick Railroad Company.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has passed the following bills:

A bill to be entitled an act to repeal an act approved February 20th, 1854, entitled an act to amend the patrol laws of this State, so far as relates to the county of Ware.

Also a bill to be entitled an act to incorporate the "Clayton Mining Company."

Also a bill to be entitled an act to incorporate the town of Dawson, in the county of Terrell, and to provide for the election of President, Councilmen and Marshal for the same, and for other purposes.

The Senate has also passed the following bill of the House of Representatives:

A bill to be entitled an act to appoint an additional commissioner of the "Greene and Pulaski Monument Fund."

The House took up the report of the committee on the bill to provide for the redemption, at the Treasury, of fifty per centum of the outstanding bills of the Bank of Darien, which was the unfinished business of yesterday. The same was amended.

The report as amended was agreed to, the bill was read the third time, and on the question of its passage, Mr. Hardeman required the yeas and nays to be recorded.

There are yeas 57, nays 77.

Those who voted in the affirmative are Messrs:

Jarrett,	Hames,	Merchison,
Jatts,	Harris of Dougherty,	Milledge,
Russell,	Harper,	Moore of Clarke,
annon,	Hillyer,	Moughon,
ureton,	Hines,	Owens,
aniel,	Holliday,	Phillips,
avis,	Hughes,	Pittard,
eLamar,	Irwin,	Powell,

Diamond,	Johnson,	Reid,
Duncan,	Jones,	Schley,
Everett,	Julian,	Shelton,
Findley,	Kenan,	Smith of Towns,
Gilbert,	Lewis of Greene,	Taylor,
Glass,	Lewis of Hancock,	Walker of Henry,
Gordon,	Lockhart,	Westmoreland,
Griffith,	Marshall,	White,
Grovensteine,	McAfee,	Wilkes,
Guy,	McConnell,	Willis,
Hall,	McEver,	Wimberly.

Those who voted in the negative are Messrs :

Awtry,	Fullmore,	McWhorter,
Bailey,	Gay,	Mintz,
Barton,	Graham,	Mizell,
Battle,	Hardy,	Mott,
Black,	Hardeman,	Myres,
Brantley,	Harkness,	Neil,
Braswell,	Harris of Cobb,	Oneal,
Causey,	Harrison,	Pickett,
Chapman,	Hays,	Price,
Christy,	Holden,	Pruett,
Clarke,	Hopkins,	Roberts of Cherokee,
Coleman,	Howard,	Sheffield,
Conley,	Kimbrough of	Sherman,
Cook,	Stewart,	Smith of Tattnall,
Crittenden,	Kirby,	Smith of Talbot,
Cumbie,	Kitchens,	Sprayberry,
Darden,	Lazenby,	Strickland,
Edwards,	Lee,	Taliaferro,
Embry,	Luffman,	Terrell,
Fain of Fannin,	Mattox,	Tomlinson,
Fain of Union,	McCants,	Walker of Clarke,
Fannin,	McDaniel,	Wall,
Faulk,	McDonald,	Wood,
Fincannon,	McGregor,	Worley,
Frederick,	McLean,	Wright
Fuller,	McMillan,	Young.

So the bill was lost.

The House went into committee of the whole, Mr. Milledge in the Chair, on the bill to appropriate three thousand dollars to build a bridge across Spring Creek, in the county of Miller.

The committee arose and reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to aid in developing the Iron and Coal interests of the State of Georgia.

The report was agreed to, the bill was read the third time and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 47, nays 81.

Those who voted in the affirmative are Messrs :

Mr. Atts,	Guy,	Moore of Glynn,
Mr. Black,	Hardy,	Neal,
Mr. Cogges,	Harkness,	Oneal,
Mr. Christy,	Hillyer,	Pickett,
Mr. Coleman,	Irwin,	Powell,
Mr. Cook,	Julian,	Price,
Mr. Crittenden,	Kimbrough of Stew-	Pruett,
Mr. Cumbe,	art,	Reid,
Mr. DeLamar,	Kirby,	Shelton,
Mr. Diamond,	Lewis of Greene,	Smith of Towns,
Mr. Everett,	Lewis of Hancock,	Sprayberry,
Mr. Fain of Fannin,	McAfee,	Strange,
Mr. Fain of Union,	McDaniel,	Webster,
Mr. Findley,	Merchison,	Westmoreland,
Mr. Fullmore,	Milledge,	Willis,
Mr. Gay,	Moore of Clarke,	Young.

Those who voted in the negative are Messrs :

Mr. Awtry,	Hardeman,	McWhorter,
Mr. Barrett,	Hames,	Mintz,
Mr. Barton,	Harris of Cobb,	Mizell,
Mr. Battle,	Harper,	Mott,
Mr. Bigham,	Harrison,	Moughon,
Mr. Brantley,	Hays,	Myers,
Mr. Braswell,	Hines,	Owens,
Mr. Cannon,	Holden,	Phillips,
Mr. Causey,	Holliday,	Pittard,
Mr. Chapman,	Holmes,	Roberts of Cherokee,
Mr. Clarke,	Hopkins,	Schley,
Mr. Conley,	Howard,	Sherman,
Mr. Darden,	Johnson,	Smith of Coweta,
Mr. Davis,	Jones,	Smith of Tattnall,
Mr. Edwards,	Kenan,	Strickland,
Mr. Embry,	Kitchens,	Taliaferro,
Mr. Fannin,	Lazenby,	Taylor,
Mr. Fincannon,	Lee,	Terrell,
Mr. Fortner,	Lockett,	Tomlinson,
Mr. Fuller,	Luffman,	Walker of Clarke,
Mr. Gilbert,	Marshall,	Walker of Henry,
Mr. Glass,	Mattox,	Wall,
Mr. Gordon,	McCConnell,	White,
Mr. Graham,	McDonald,	Wilkes,
Mr. Griffith,	McEver,	Wood,
Mr. Grovensteine,	McLean,	Worley,
Mr. Hall,	McMillian,	Wright.

So the bill was lost.

Mr. Kitchens offered the following resolution, which, on motion, was taken up, read and agreed to, viz :

Resolved, That a committee of five be appointed for the purpose of auditing the accounts of the members of this House for mileage and per diem, and also the accounts of the officers of the House.

The committee appointed for this purpose by the Speaker consists of Messrs. McLean, McWhorter, Sprayberry, Howan and Kitchens

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act to amend an act approved December 17th, 1851, entitled an act to grant corporate powers and privileges to the "Curtwright Manufacturing Company."

Also an act to alter and amend an act entitled an act to protect the planters of oyster beds, and give exclusive right to the usufruct of natural beds of oysters in certain cases, and to prevent the taking of terrapins and turtles in certain seasons, approved February 18th, 1856.

Also an act to reduce the Sheriffs' bonds in the counties of Towns, Camden and Harralson.

Also an act to confer certain privileges on Adolphus Anderson, of Harris county, and James E. Holmes, of Pulaski county, and to make lawful their acts, to give them authority to transact business as though they were of full age.

An act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia in Chatham county, and for other purposes

An act to authorize the Clerks of the Superior and Inferior Courts and Ordinary of Charlton county to keep their offices at their residence, if within six miles of the Court House.

Also an act to authorize and require the Justices of the Inferior Court of Warren and Burke counties, to draw two panels of jurors from the jury boxes of said counties, and for other purposes therein mentioned.

Also an act to authorize Joseph E. Dent and John T. Dent, executors of the last will and testament of William B. W. Dent, deceased, to sell the lands belonging to the estate of said William B. W. Dent, deceased, at private sale, and to make valid and legal conveyances for the same: and also to extend the provisions of said act to Robert M. Gunby, of Muscogee county, administrator of Benjamin T. Bethune, deceased, late of Chattahoochee county.

Also an act to render certain the compensation of teachers of poor children of the respective counties of the State, and to secure to poor children the benefit of the poor school fund.

The following message was received from the Governor through Mr. McComb, his Secretary:

Mr. Speaker:—The Governor has signed the following acts to-wit:

An act to alter and amend the several laws in relation to the poor school system, so far as relates to the counties of Gordon and Gilmer.

An act to amend an act to incorporate the Canton Mining Company of Georgia, approved December 17th, 1855.

An act to prevent persons owning slaves, or the guardians of free persons of color, in the town of Warrenton, Warren county, from keeping eating houses and eating tables in said town, and the town of Thomaston, Upson county.

An act giving the election of the Treasurer of the county of Wayne to the people.

An act to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the Superintendents, Clerks, and those who consolidate the returns of elections of said county, for their services.

An act to allow compensation for transcribing the Numerical Land Books of the Executive Department.

An act to require the Ordinary of Macon county to pay William Loudon, Silas Stokes and A. J. Eason, all arrearages due for the tuition of poor children in said county.

An act to prevent the killing of deer at certain periods of the year in the county of Scriven.

An act to repeal an act to amend the patrol laws of this State, approved 20th February, 1854, so far as relates to the county of Gwinnett.

An act to compensate witnesses attending Justices Courts in the county of Catoosa, and to compensate Justices of the Peace in said county for certain services therein named.

An act to permit the Clerk of the Superior and Inferior Courts of Lincoln county to hold the office and discharge the duties of Justice of the Peace in said county.

An act for the relief of Thomas J. Miller, of the county of Bibb.

An act for the relief of John Atwell.

An act for the relief of Andrew T. Rowe, of Greene county.

An act to incorporate the United Hebrew Society of Macon, Georgia.

An act to incorporate the Western Baptist Association, and to amend the charter of the Southern Female College of La-Grange.

An act to be entitled an act to amend the third section of an act entitled an act to repeal an act entitled an act to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah and for other purposes therein mentioned.

The Governor has also approved and signed a resolution relative to the erection of a monument to the memory of the

gallant men who fell in the massacre at Goliad in the struggle of that State against Mexico for independence.

Mr. Kirby, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to appoint an additional commissioner of the Greene and Pulaski Monument fund.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bill, viz:

A bill to be entitled an act to lay out and organize a new county from the counties of Loundes and Thomas, and for other purposes.

Mr. Kirby, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker, an act to appoint an additional commissioner of the Greene and Pulaski Monument fund.

The House took up the report of the committee on the bill to be entitled an act to regulate the management of the Western and Atlantic Railroad, and for other purposes therein mentioned.

This bill was reported by the Judiciary Committee as a substitute for two bills, the one proposing to appropriate forty per cent. of the gross earnings of the Western and Atlantic Railroad to the reduction of the State taxes, the other to appropriate forty per cent. of the net earnings thereof to said purpose.

The same was received. The report thereon was agreed to, the bill was read the third time, and on the question of its passage the yeas and nays were required to be recorded.

There are yeas 53, there are nays 76.

Those who voted in the affirmative are Messrs:

Bailey,	Hames,	Mott,
Barton,	Harper,	Neal,
Battle,	Holmes,	Oneal,
Bigham,	Howard,	Phillips,
Bogges,	Irwin,	Pittard,
Brantley,	Johnson,	Powell,
Causey,	Kenan,	Pruett,
Chapman,	Lazenby,	Sherman,
Clarke,	Lewis of Greene,	Smith of Talbot,
Cureton,	Lewis of Hancock,	Smith of Tattall,
Darden,	Luffman,	Taliaferro,
Davis,	Mattox,	Terrell,
Fannin,	McDaniel,	Tomlinson,
Frederick,	McDonald,	Walker of Clarke,
Fuller,	McWhorter,	Walker of Henry,

Glass,	Merchison,	White,
Griffith,	Mintz,	Willis.
Hardeman,	Moore of Clarke,	

Those who voted in the negative are Messrs :

Awtry,	Hall,	Mizell,
Barrett,	Hardy,	Moore of Glynn,
Batts,	Harkness,	Moughon,
Black,	Harris of Cobb,	Myers,
Cannon,	Harrison,	Owens,
Coleman,	Hays,	Pickett,
Conley,	Hillyer,	Price,
Cook,	Hines,	Reid,
Crittenden,	Holiday,	Roberts of Cherokee,
DeLamar,	Hopkins,	Sheffield,
Diamond,	Hughes,	Shelton,
Embry,	Jones,	Smith of Coweta,
Everett,	Julian,	Smith of Towns,
Fain of Fannin,	Kirby,	Sprayberry,
Fain of Union,	Kitchens,	Strickland,
Faulk,	Lee,	Taylor,
Fincannon,	Lockett,	Wall,
Findley,	Marshall,	Webster,
Fullmore,	McAfee,	Westmoreland,
Gay,	McCants,	Wilkes,
Gilbert,	McConnell,	Wood,
Gordon,	McEver,	Worley,
Graham,	McLean,	Wright,
Grovensteine,	McMillian,	Young.
Guy,	Milledge,	

So the bill was lost.

The House took up the report of the committee on the bill to be entitled an act to amend an act passed the 17th day of December, 1847, to authorize parties to compel discoveries at common law, and for other purposes therein mentioned.

The report was agreed to; the bill was read the third time and passed.

The rules were suspended and the House, on motion of Mr. Harrison, adjourned until 6½ o'clock, p. m.

SIX AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

The following bills of the Senate were read the second time and committed for the third reading, viz :

A bill to authorize the citizens of each Magistrate's district in the counties of Ware and Terrell to decide the propriety

of retailing spirituous liquors in their respective districts, and for other purposes.

A bill for the relief of George McKinley and John Sermons, of Early county.

A bill for the relief and benefit of Cornelia McLean, of the county of Telfair.

A bill to authorize Levi Hollinsworth, Samuel D. Echols, their heirs and assigns, to erect and keep up a dam across the Chattahoochee River, on their own land.

A bill to repeal an act to compel the owners of slaves on plantations and farms in Effingham county to keep a white man on said plantations or farms, approved March 5th, 1857.

A bill to alter and amend an act entitled an act to authorize the Justices of the Inferior Courts of the counties of Fannin, Telfair, Clinch and Walton to lay off said counties into school districts, to appoint trustees for the same, and to provide for the election of Treasurers of each of said counties, and for other purposes therein mentioned, approved March 6th, 1856.

A bill to alter and amend the charter of the city of Macon.

A bill authorizing the Justices of the Inferior Court of Clay county to lay off the county of Clay into school districts.

A bill to define the corporate limits of the town of Americus, in Sumter county.

A bill to render certain the compensation of teachers of poor children in the counties herein named, to secure to poor children the benefit of the poor school fund, &c.

A bill to be entitled an act to authorize the commissioners of pilotage for the port of Darien to commission Francis Cardone, a free man of color, as a pilot for said port.

A bill to be entitled an act to repeal an act approved 3d March, 1856, to amend the 18th section of the charter of the city of Atlanta, and for other purposes therein specified.

A bill to be entitled an act to authorize Berry Chapman, a lame man of the county of Fayette, as an itinerant trader to vend any goods or wares or merchandize within the fourth Congressional district without obtaining license for the same.

A bill to be entitled an act for the relief of John W. Spain.

A bill to be entitled an act to change the lines of the various counties, and for other purposes herein mentioned.

A bill to be entitled an act to authorize Benjamin C. Smith, of the county of Elbert, and John W. Cameron of the county of Colquitt, to practice medicine in this State and to charge and collect the usual fees for the same.

A bill to be entitled an act to fix the compensation of the Petit Jurors in the Superior and Inferior Courts of Lee county, and for other purposes.

A bill to be entitled an act to exempt certain members of the Mechanic Fire Company No. Two., in the city of Atlanta from certain public duties.

A bill to be entitled an act to submit the question of the removal of the county site of Montgomery county, to the voters of said county and for carrying out the will of the majority.

A bill to be entitled an act to change the times of holding the Inferior Courts of the counties of Taylor and Stewart.

A bill to be entitled an act to authorize the Ordinary of Merriwether county to pay arrearages due teachers of poor children.

A bill to be entitled an act to make legal the sale of the the Bainbridge Academy lot.

A bill to be entitled an act for the relief of Mrs. Martha Lewis, wife of William Lewis, of the county of Henry, and for other purposes therein mentioned.

A bill to be entitled an act to amend an act entitled an act to amend the several acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved 22d January, 1852.

A bill to be entitled an act for the relief of Mrs. Francis C. Guerry, of Calhoun county.

A bill to be entitled an act to incorporate the Carroll Mining Company, the Waldroupe Mining Company, the Hill Mining Company and the Wickham Mining Company.

On motion of Mr. Bigham, Messrs. Glass and Fannin were added to the Committee on the State of the Republic.

The House took up the report of the committee on the bill of the Senate to lay off and organize a new county from the county of Baker.

The report was agreed to, the bill was read the third time, and on the question of its passage Mr. Walker, of Henry, required the yeas and nays to be recorded.

There are yeas 71, there are nays 43.

Those who voted in the affirmative are Messrs :

Barrett,	Guy,	Merchison,
Batts,	Hall,	Mizell,
Black,	Hardy,	Moore of Glynn,
Bogges,	Harris of Cobb,	Myers,
Braswell,	Harrison,	Neal,
Cannon,	Hines,	Oneal,
Christy,	Holmes,	Owens,
Conley,	Howard,	Phillips,
Crittenden,	Jones,	Pickett,
Cumbie,	Kenan,	Price,
DeLamar,	Kimbrough of Stew-	Pruett,
Diamond,	art,	Roberts of Cherokee,
Duncan,	Kitchens,	Sheffield,
Everett,	Lee,	Shelton,

Fain of Fannin,	Lewis of Hancock,	Smith of Towns,
Fain of Union,	Luffman,	Sprayberry,
Faulk,	Marshall,	Strange,
Fincannon,	Mattox,	Taliaferro,
Findley,	McAfee,	Taylor,
Fortner,	McCants,	Tomlinson,
Frederick,	McConnell,	Wall,
Gay,	McDaniel,	Webster,
Gilbert,	McDonald,	Worley,
Graham,	McGregor,	Wright.

Those who voted in the negative are Messrs:

Awtry,	Grovensteine,	Pittard,
Barton,	Hames,	Reid,
Battle,	Harper,	Sherman,
Bigham,	Hays,	Smith of Tattnall,
Brantley,	Hillyer,	Strickland,
Causey,	Holden,	Walker of Clarke,
Clarke,	Hopkins,	Walker of Henry,
Coleman,	Irwin,	White,
Darden,	Johnson,	Wilkes,
Davis,	Lane,	Willis,
Fannin,	Lazenby,	Wimberly,
Fuller,	McLean,	Wood,
Fullmore,	McMillian,	Young.
Glass,	Mintz,	
Griffith,	Mott,	

So the bill was passed, and ordered to be transmitted to the Senate without delay.

On motion of Mr. Price, of Pickens, Messrs. Gordon and Diamond were added to the Committee on the State of the Republic.

The House went into committee of the whole, Mr. Hardeman in the chair, on the bill for the relief of the securities of certain Tax Collectors in the county of Walton.

After some time spent therein the committee arose, and through their chairman, reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the several laws of this State, in relation to writs of Certiorari.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to authorize the Clerks of the Superior and Inferior Courts, and the Sheriff of Glynn county to collect their fees at each term, &c.

The report was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Harde-
man in the chair, on the bill to be entitled an act to extend
aid to the Savannah Medical College.

The committee arose, and through their chairmau, report-
ed the bill back to the House without amendment.

The report was agreed to, the bill was read the third time,
and on the question of its passage, Mr. Kitchens required the
yeas and nays to be recorded.

There are, yeas 60, nays 42.

Those who voted in the affirmative, are Messrs :

Awtry,	Grovensteine,	McCants,
Barton,	Guy,	McConnell,
Bigham,	Hardeman,	McDonald,
Boggess,	Hames,	McLean,
Brantley,	Harris of Cobb,	Merchison,
Cannon,	Harrison,	Milledge,
Christy,	Hillyer,	Moore of Clarke,
Coleman,	Hines,	Mott,
Crittenden,	Holden,	Moughon,
Cumbie,	Holliday,	Owens,
Cureton,	Holmes,	Sheffield,
Davis,	Hughes,	Shelton,
Diamond,	Irwin,	Sherman,
Duncan,	Johnson,	Webster,
Fain of Union,	Jones,	Westmoreland,
Fannin,	Kenan,	White,
Findley,	Lane,	Wilkes,
Fortner,	Lewis of Hancock,	Willis,
Frederick,	Lockett,	Wright,
Gordon,	Luffman,	Young.

Those who voted in the negative are Messrs :

Barrett,	Griffith,	Myers,
Black,	Hall,	Neal,
Brasswell,	Hays,	Oneal,
Cook,	Hopkins,	Pittard,
Daniel,	Howard,	Price,
DeLamar,	Julian,	Pruett,
Everett,	Kitchens,	Reid,
Fain of Fannin,	Lee,	Smith of Tattnall, .
Fincannon,	Mattox,	Strickland,
Fuller,	McDaniel,	Taliaferro,
Gay,	McEver,	Taylor,
Gilbert,	McGregor,	Tomlinson,
Glass,	Mintz,	Wall,
Graham,	Mizell,	Wood.

So the bill was passed.

On motion of Mr. Smith of Towns, the bill for the remov-

al of the Penitentiary to the Stone Mountain in DeKalb county, was made the special order for to-morrow.

The House took up the report of the committee on the bill for the better protection of securities and indorsers, and to authorize the issuing bail process in certain cases.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

An act for the relief of William L. Gordon, of the county of Spalding.

Also a resolution in relation to authorizing the Governor to appoint a committee to examine and report upon the merits of a Supplemental Digest of the laws of Georgia, by Young J. Anderson.

Also an act to lay out and form a new county from the counties of Ware and Appling, and to provide for the organization of the same.

Also an act to incorporate the American Atlantic Screw Steamship Company.

Also an act to authorize the Clerk of the Superior Court of Columbia county, to do and perform the duties of Clerk of the Inferior Court of said county of Columbia, under certain circumstances.

The House took up the report of the committee on the bill to alter and amend the Habeas Corpus laws in certain cases therein mentioned.

The report was agreed to, the bill was read the third time and lost.

The bill for the relief of Joseph Chastain and others, was, on motion, indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Oglethorpe Mutual Loan Association.

The report was agreed to, the bill was read the third time and on the question of its passage, Mr. Strickland required the yeas and nays to be recorded.

There are, yeas 33, nays 54.

Those who voted in the affirmative are Messrs:

Awtry,	Holden,	Milledge,
Barton,	Holliday,	Moore of Clarke,
Brantly,	Holmes,	Mott,
Crittenden,	Howard,	Moughon,
Fannin,	Hughes,	Pruett,
Gordon,	Irwin,	Shelton,
Hardeman,	Julian,	Strange,
Hames,	Kenan,	Taylor,
Harris of Cobb,	Lockett,	Walker of Henry,

Harper,
Harrison,

Luffman,
McDonald,

Wilkes,
Willis,

Those who voted in the negative are Messrs

Barrett,

Fortner,

McWhorter,

Batts,

Frederick,

Merchison,

Bigham,

Gilbert,

Mintz,

Black,

Griffith,

Mizell,

Bogges,

Hays,

Myers,

Cannon,

Hillyer,

Neal,

Causey,

Hines,

Pickett,

Cook,

Hopkins,

Price,

Cureton,

Kimbrough of Stew-Sheffield,

Daniel,

art,

Smith of Tattnall,

Darden,

Kitchens,

Strickland,

Davis,

Lane,

Taliaferro,

DeLamar

Lee,

Wall,

Diamond,

McAfee,

Wood,

Duncan,

McCants,

Worley,

Everett,

McDaniel,

Wright,

Fain of Union,

McEver,

Young.

Fincannon,

McGregor,

Findley,

McMillian,

So the bill was lost.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to authorize the County Treasurer of Murray county to pay Alexander Martin of said county out of the county funds certain claims therein named, for the years 1852 and '53.

Also, a bill to be entitled an act to change the county lines of Marion and Taylor, and the county lines of Heard and Coweta.

Also, a bill to be entitled an act to amend an act incorporating the Commercial Bank of Brunswick, approved March 5th, 1856.

Also a bill to be entitled an act to provide for the election of a County Treasurer of Miller county.

Also, a bill to be entitled an act for the relief of Miriam Sorling, Jetta Brown, and others.

Also a bill to be entitled an act to change the line between Randolph and Clay counties.

Also, a bill to be entitled an act to alter and amend the practice in Courts of Equity in this State and to speed causes therein, and prevent delays of justice; and which I am directed to forthwith transmit to this branch of the General Assembly.

The House took up the report of the committee on the bill to prevent usury in this State, and for other purposes.

On motion of Mr. Smith of Towns, the same was indefinitely postponed.

Leave of absence, until to-morrow morning, was granted Mr. Lewis of Hancock, on account of indisposition.

The House took up the report of the committee on the bill to incorporate the Brunswick Canal Company, and to grant certain privileges to the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to allow parties in Justices Courts to prove their accounts, by their own oaths when the sum does not exceed fifty dollars.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the attachment laws of this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to repeal an act to provide for the speedy trial in certain cases in Law and Equity in this State.

The same was indefinitely postponed.

The House took up the report of the committee on the bill to repeal so much of an act changing the times of holding the Superior Courts in certain counties therein named, passed at the last session as relates to the counties of Hancock and Warren.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to attach the counties of Dawson, Towns and Fannin to the 7th division of the 2d brigade.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to compel persons applying for warrants in certain cases to pay cost in advance.

The same was indefinitely postponed.

The following bills were also, on motion, indefinitely postponed, viz :

An act providing for the continuance of certain causes in the Supreme Court of this State, until the same can be properly tried.

A bill to amend the first section of the 3d Article of the Constitution of this State ; and

A bill for the relief of Felix Sowers of the county of Fulton.

The House took up the report of the committee on the bill

to be entitled an act for the relief of B. P. Peace, who lost his leg at the battle of Hickory Point, in Kansas.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed.

The bill to appropriate money to defray the expense of government for the year 1858, was indefinitely postponed.

Also the bill to aid the citizens of Georgia in the construction of a railroad in this State on certain conditions; and

A bill to be entitled an act to authorize the Tax Collector of Whitfield county to retain a portion of the State taxes of said county as an educational fund.

The House adjourned until 9½ o'clock, a. m., to-morrow.

FRIDAY, DECEMBER 18th, 1857.

The House met pursuant to adjournment.

On motion of Mr. Irwin, so much of the Journal of yesterday as relates to the rejection of the bill to provide for the redemption at the Treasury of fifty per centum of the outstanding bills of the Bank of Darien, was reconsidered.

On motion of Mr. Neal so much of the Journal of yesterday as relates to the rejection of the bill to aid in developing the iron and coal interests of the State of Georgia was reconsidered.

Mr. Luffman moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill relative to the management of the Western and Atlantic Railroad.

Upon this motion, Mr. Price, of Pickens, required the yeas and nays to be recorded.

There were yeas 75, nays 44.

Those who voted in the affirmative are Messrs:

Barton,	Guy,	McWhorter,
Bigham,	Hardeman,	Merchison,
Black,	Hames,	Milledge,
Bogges,	Harper,	Mintz,
Brantley,	Harrison,	Moore of Clarke,
Brassell,	Holden,	Mott,
Braswell,	Holliday,	Neal,
Causey,	Howard,	Oneal,
Chapman,	Irwin,	Owens,
Christy,	Jones,	Phillips,
Clarke,	Julian,	Pittard,
Crittenden,	Kenan,	Pruett,
Cureton,	Kitchens,	Shelton,
Darden,	Lane,	Sherman,
Davis,	Lazenby,	Smith of Talbot,

DeLamar,	Lewis of Greene,	Smith of Tattnall,
Duncan,	Lewis of Hancock,	Taliaferro,
Embry,	Lockett,	Terrell,
Fain of Union,	Luffman,	Tomlinson,
Fannin,	Mattox,	Walker of Clarke,
Fincannon,	McAfee,	White,
Frederick,	McConnell,	Willis,
Fuller,	McDaniel,	Wimberly,
Glass,	McDonald,	Wright,
Griffith,	McMillian,	Young.

Those who voted in the negative are Messrs :

Awtry,	Hall,	Mizell,
Bailey,	Hardy,	Moughon,
Barrett,	Harkness,	Myers,
Batts,	Harris of Dougherty	Pickett,
Cannon,	Hays,	Price,
Coleman,	Hillyer,	Schley,
Conley,	Hines,	Sheffield,
Cook,	Hopkins,	Sprayberry,
Cumbie,	Hughes,	Strange,
Diamond,	Johnson,	Strickland,
Everett,	Kimbrough of Stew-	Taylor,
Fain of Fannin,	art,	Wall,
Fortner,	Kirby,	Webster,
Fullmore,	Lee,	Westmoreland,
Gilbert,	McLean,	Wilkes.

So the motion to reconsider prevailed.

On motion of Mr. Harrison, so much of the Journal of yesterday was reconsidered as relates to the rejection of the bill to incorporate the Oglethorpe Mutual Loan Association.

Mr. Cook moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to aid the citizens of Georgia in the construction of railroads in this State on certain conditions.

Upon this motion, Mr. Faulk required the yeas and nays to be recorded.

There are yeas 64, nays 50.

Those who voted in the affirmative are Messrs :

Barton,	Harkness,	Moore of Glynn,
Batts,	Harris of Cobb,	Owens,
Bell,	Harris of Dougherty,	Pickett,
Bogges,	Harper,	Price,
Brantley,	Harrison,	Pruett,
Brassell,	Hines,	Reid,
Cannon,	Holliday,	Sheffield,
Chapman,	Hopkins,	Shelton,
Cook,	Hughes,	Smith of Towns,

Crittenden,	Irwin,	Sprayberry,
Cumbie,	Kenan,	Strange,
Davis,	Kitchens,	Taliaferro,
DeLamar,	Lane,	Tomlinson,
Diamond,	Lewis of Hancock,	Walker of Henry,
Embry,	Lockett,	Wall,
Fain of Union,	Luffman,	Webster,
Fullmore,	McDonald,	Westmoreland,
Graham,	McEver,	Willis,
Grovensteine,	McLean,	Wood,
Guy,	McMillian,	Young.
Hardy,	Merchison,	
Hardeman,	Mintz,	

Those who voted in the negative are Messrs :

Awtry,	Hall,	Mott,
Bailey,	Hames,	Myers,
Barrett,	Hays,	Neal,
Bigham,	Hillyer,	Phillips,
Braswell,	Holden,	Pittard,
Causey,	Holmes,	Schley,
Christy,	Howard,	Sherman,
Clarke,	Johnson,	Smith of Talbot,
Coleman,	Kirby,	Smith of Tattnall,
Conley,	Lazenby,	Strickland,
Cureton,	Mattox,	Taylor,
Darden,	McCants,	Walker of Clarke,
Faulk,	McConnell,	White,
Fuller,	McDaniel,	Wilkes,
Gilbert,	McWhorter,	Wimberly,
Glass,	Mizell,	Wright.
Griffith,	Moore of Clarke,	

So the motion to reconsider prevailed.

Mr. Bigham moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to repeal an act to provide for the speedy trial of certain cases in the courts of Law and Equity, &c.

The motion was lost.

On motion of Mr. Hardeman, so much of the Journal of yesterday as relates to the passage of the bill to authorize parties in Justice Courts to prove their accounts by their own oaths where the sum does not exceed fifty dollars, was reconsidered.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to extend the corporate limits of the town of Marshallville, Macon county.

Also, a bill to be entitled an act to change the lines be-

tween the counties of Pickens and Dawson, and for other purposes.

Also, a bill to be entitled an act to incorporate the South Georgia and Florida Railroad Company.

Also, a bill to be entitled an act to change and make certain the line between the counties of Irwin and Coffee.

Also a bill to be entitled an act to change the lines between the counties of Cobb and Paulding, so as to include the lot whereon John H. Miller now lives, in Cobb county.

Also a bill to be entitled an act to authorize the Ordinary of Upson county to grant letters of administration on the undivided estate of Allen McWalker, late of said county, deceased, on certain conditions.

Also a bill to be entitled an act to amend an act incorporating the "Spring Place Mining Company," passed the 17th February, 1854.

Also a bill to be entitled an act for the relief of George W. Newman, and for other purposes.

Also a bill to be entitled an act to amend the road laws of this State, as to the county of Bibb.

Also a bill to be entitled an act to prevent the killing of female deer in the county of Glynn, at certain periods of the year.

Also a bill to be entitled an act to amend the charter of the city of Albany.

Also a bill to be entitled an act to incorporate Ocoee Lodge number Two Hundred and One, of Free and Accepted Masons of the town of Morganton, Fannin county.

Also a bill to be entitled an act to authorize the Governor of this State, to loan the Bowden Collegiate Institute, of Carroll county, 100 stand of arms, and 100 light cavalry swords, upon the trustees of said Institute depositing in the Executive Office an approved bond for their return on demand.

Also a bill to be entitled an act to arrange and fix the times of holding the Superior Courts in the several counties of the Blue Ridge Circuit, and the county of Twiggs in the Macon Circuit, and the Supreme Court for the third judicial district, and which I am directed to communicate forthwith to this branch of the General Assembly.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives,

An act to designate the brigade and the division of the Georgia Militia, to which the county of Terrell belongs.

The following message was received from the Governor by Mr. Campbell, his Secretary :

Mr. Speaker:—The Governor has signed an act to incorporate the Vigilant Hose Company, the Milledgeville Telegraph Company, the Sparta Telegraph Company, the Warrenton

Telegraph Company, and to extend certain privileges to Young America Fire Company number three.

I am also directed by his Excellency the Governor to deliver to this branch of the General Assembly, two communications in writing, with the acts to which they refer.

Mr. Owens offered the following resolution, which was taken up and read, viz :

Whereas, the time of adjournment is near at hand and many House bills yet to be read the third time, therefore,

Be it Resolved, That hereafter no speaker shall be allowed to speak on any subject but five minutes at a time.

Upon the question of agreeing to the same, Mr. Price required the yeas and nays to be recorded.

There are yeas 104, there are nays 19.

Those who voted in the affirmative are Messrs :

Barrett,	Harrison,	Moughon,
Barton,	Hays,	Myers,
Batts,	Hillyer,	Neal,
Bigham,	Hines,	Oueal,
Black,	Holden,	Owens,
Cannon,	Holmes,	Phillips,
Causey,	Hopkins,	Pickett,
Chapman,	Hughes,	Pittard,
Clarke,	Irwin,	Pruett,
Crittenden,	Johnson,	Reid,
Cumbie,	Julian,	Roberts of Cherokee,
Cureton,	Kenan,	Schley,
Darden,	Kimbrough of Stew-	Sheffield,
DeLamar,	art,	Shelton,
Embry,	Kirby,	Smith of Talbot,
Everett,	Kitchens,	Smith of Tattnall,
Faulk,	Lazenby,	Sprayberry,
Fincannon,	Lewis of Greene,	Strange,
Fortner,	Lockett,	Strickland,
Frederick,	Luffman,	Taliaferro,
Fuller,	Marshall,	Taylor,
Fullmore,	Mattox,	Tomlinson,
Gay,	McAfee,	Walker of Clarke,
Glass,	McCants,	Walker of Henry,
Gordon,	McConnell,	Wall,
Griffith,	McDonald,	Webster,
Grovensteine,	McEver,	Westmoreland,
Guy,	McLean,	White,
Hall,	McMillian,	Wilkes,
Hardy,	McWhorter,	Willis,
Hardeman,	Merchison,	Wimberly,
Hames,	Milledge,	Wood,
Harkness,	Mizell,	Worley,
Harris of Cobb,	Moore of Glynn,	Wright,
Harris of Dougherty,	Mott,	Young.

Those voting in the negative are Messrs :

Awtry,	Davis,	Holliday,
Bogges,	Diamond,	Jones,
Brasswell,	Duncan,	Lewis of Hancock,
Brassell,	Fain of Fannin,	Price,
Coleman,	Fain of Union,	Smith of Coweta.
Conley,	Fannin,	
Cook,	Gilbert,	

So the same was agreed to.

On motion of Mr. Hardeman the message of the Governor was taken up and read.

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, GA., December 17th, 1857. }

To the House of Representatives :

I hereby return the bill entitled an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of Habersham county, and Rosella C. Finn, wife of J. W. Finn, and Mrs. Ann Lodtman, wife of Charles Lodtman, of Augusta, and other persons herein named, without my sanction. By the general rules of law, in Georgia, husband and wife are, for all civil purposes, considered as but one person. This is the law of the New Testament and of common sense. It has been sanctioned by the wisdom and experience of ages, and under its workings society has been prosperous and happy. It is a general rule, and has the advantage of having promoted the best interest of the State. If the proposed privileges should be granted to the persons named in the bill it is a matter of great doubt whether it would not produce family strife and discontent by destroying the union of person and of interest necessary to domestic happiness. In my opinion all this kind of class legislation, which destroys or renders uncertain well established and long tried general rules of law, by multiplying exceptions to such rules, is impolitic and improper. It takes up much of the time of the Legislature, costs the State large sums in Printer's fees, Clerk hire, &c., and is generally of little or no benefit in practice and should not be encouraged.

JOSEPH E. BROWN.

EXECUTIVE DEPARTMENT, }
Milledgeville, Georgia, December 17th, 1857. }

To the House of Representatives :

I herewith return the bill entitled an act for the relief of Rebecca Lance, wife of Samuel R. Lance, of the county of Union, and for other purposes therein mentioned, without my sanction, for the reasons assigned in my message of this date, accompanying the bill to be entitled an act for the relief of Mrs. Caroline Colbert, wife of Peyton H. Colbert, of Habersham county, and Rosella C. Finn, wife of J. W. Finn, and Mrs.

Ann Lodtman, wife of Charles Lodtman, of the city of Augusta, and other persons herein named.

JOSEPH E. BROWN.

The House took up the report of the committee on the bill to be entitled an act to amend an act incorporating the Georgia Air Line Railroad Company, approved March 5th, 1856, and conferring banking and other privileges on said Company. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The bill for the removal of the Georgia Penitentiary was, on motion of Mr. Hardeman, laid on the table for the present.

The bill to authorize the Inferior Court of the county of Dougherty to retain the State taxes for the years 1858 and 1859, to aid in constructing a bridge across the Flint River at or near the city of Albany in said county, was on motion indefinitely postponed.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has passed the following bills:

A bill to be entitled an act for the relief of Sarah Anderson, of the county of Telfair.

Also a bill to be entitled an act to authorize the Sheriff of Rabun county to sell lot of land (ten) in the second district of said county and pay the money over to the commissioner of the poor school fund, and for other purposes.

Also a bill to be entitled an act to incorporate the town of Irwinsville, in the county of Irwin, and to confer upon the citizens of said town the privilege of electing town commissioners, with certain powers.

Also a bill to be entitled an act to incorporate the "Executive Committee of the Washington Institute," of the State of Georgia

Also a bill to be entitled an act to incorporate the "Nacoochee Hydraulic Mining Company."

Also a bill to be entitled an act for the protection of the pilots of the port of St. Marys, within this State.

The House took up the report of the committee on the bill to incorporate a bank in the city of Americus. The same was amended.

The report as amended was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were, by Mr. Strickland, required to be recorded.

There are yeas 62, there are nays 57

Those who voted in the affirmative are Messrs:

Barton,	Grovensteine,	Merchison,
Batts,	Guy,	Milledge,
Brantley,	Hardeman,	Mintz,
Braswell,	Hames,	Mott,

Causey,	Harper,	Oneal,
Chapman,	Holden,	Owens,
Christy,	Holliday,	Phillips,
Clarke,	Howard,	Pittard,
Crittenden,	Hughes,	Pruett,
Darden,	Irwin,	Reid,
Davis,	Johnson,	Sherman,
DeLamar,	Jones,	Smith of Talbot,
Duncan,	Julian,	Strange,
Everett,	Kenan,	Taylor,
Fannin,	Kimbrough of Stew-	Terrell,
Frederick,	art,	Walker of Clarke,
Fuller,	Lazenby,	Westmoreland,
Fullmore,	Lewis of Greene,	White,
Gilbert,	Lewis of Hancock,	Wilkes,
Glass,	Luffman,	Willis,
Gordon,	McConnell,	Wimberly.

Those who voted in the negative are Messrs :

Awtry,	Harkness,	Myers,
Bailey,	Harris of Dougherty,	Pickett,
Barrett,	Hays,	Powell,
Black,	Hillyer,	Price,
Bogges,	Hines,	Roberts of Cherokee,
Cannon,	Hopkins,	Schley,
Conley,	Kirby,	Shelton,
Cook,	Kitchens,	Smith of Coweta,
Embry,	Lane,	Smith of Tattnell,
Fain of Fannin,	Lee,	Sprayberry,
Fain of Union,	Lockett,	Strickland,
Faulk,	Marshall,	Taliaferro,
Fincannon,	Mattox,	Tomlinson,
Fortner,	McAfee,	Wall,
Gay,	McCants,	Webster,
Graham,	McDaniel,	Wood,
Griffith,	McDonald,	Worley,
Hall,	McEver,	Wright,
Hardy,	Mizell,	Young.

So the bill was passed.

The House took up the report of the committee on the bill to protect the property of the public and public charitable institutions.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to prevent the banks of other States from carrying on the business of banking in this State.

The report was agreed to, the bill was read the third time, and on the question of its passage, Mr. Price, of Pickens, required the yeas and nays to be recorded.

There are yeas 73, there are nays 44.

Those who voted in the affirmative are Messrs :

Bailey,	Holmes,	Moughon,
Barton,	Howard,	Myers,
Bigham,	Hughes,	Neal,
Brantley,	Irwin,	Oneal,
Braswell,	Johnson,	Owens,
Cannon,	Kenan,	Phillips,
Clarke,	Kimbrough of Stew-	Pickett,
Crittenden,	art,	Pittard,
Cureton,	Kitchens,	Powell,
Darden,	Lazenby,	Pruett,
Davis,	Lewis of Greene,	Reid,
DeLamar,	Lewis of Hancock,	Sherman,
Duncan,	Lockett,	Smith of Talbot,
Everett,	Mattox,	Smith of Tattnall,
Fannin,	McCants,	Terrell,
Frederick,	McConnell,	Tomlinson,
Fuller,	McDonald,	Walker of Clarke,
Gay,	McEver,	Walker of Henry,
Glass,	McMillian,	Wall,
Gordon,	McWhorter,	White,
Griffith,	Merchison,	Wilkes,
Grovensteine,	Milledge,	Willis,
Harris of Dougherty	Mintz,	Wimberly,
Harper,	Moore of Clarke,	Wood.
Holden,	Mott,	

Those who voted in the negative are Messrs :

Awtry,	Hall,	McLean,
Barrett,	Hardy,	Mizell,
Batts,	Hardeman,	Price,
Black,	Harris of Cobb,	Roberts of Cherokee,
Bogges,	Hays,	Schley,
Christy,	Hillyer,	Sheffield,
Coleman,	Holliday,	Shelton,
Conley,	Hopkins,	Sprayberry,
Fain of Fannin,	Julian,	Strange,
Fain of Union,	Kirby,	Strickland,
Faulk,	Lane,	Taliaferro,
Fincannon,	Lee,	Taylor,
Fullmore,	Luffman,	Webster,
Gilbert,	Marshall,	Young.
Graham,	McAfee,	

So the bill was passed.

The House took up the report of the committee on the bill to be entitled an act to define the liability of branch banks and bank agencies in this State.

The same was laid on the table for the present.

The House took up the report of the committee on the bill to be entitled an act to prevent the trade and traffic of marks and brands of stock running at large in the county of Lee.

The report was agreed to, the bill was read the third time and passed.

Mr. Kirby, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, an act to authorize the drawing of additional panels of Grand and Petit Jurors for the Superior Courts of Dougherty county.

Also an act to regulate the Courts of Ordinary of this State so far as relates to the county of Miller.

Also an act to extend to the county of Terrell the provisions of an act to amend the several acts now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved January 22d, 1857.

Also an act for the relief of Peter Cole, of Gilmer county.

Also an act for the relief of Caroline Wallace, wife of Andrew J. Wallace, of the county of Troup, and for other purposes therein named.

Also an act to authorize the Justices of the Inferior Courts of the counties of Calhoun and Baker to appoint commissioners to run out and define the line between said counties.

Also an act to lay out and organize a new county out of a portion of the county of Warren.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Darien and Walthourville Railroad Company, and for other purposes.

Mr. Owens offered as a substitute for the same:

A bill to incorporate a company of similar name.

The substitute was received. The report thereon was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to prescribe the manner in which service may be perfected upon executors and administrators under the circumstances therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The bill to be entitled an act to require the payment of the fees in certain cases herein specified was indefinitely postponed.

The House took up the report of the committee on the bill to be entitled an act for the relief of the estate of John Newsom, late of the county of Putnam, deceased, and John A. Cogburn, of said county, as the administrator of said estate.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to provide for the payment of certain volunteers.

The report was agreed to, the bill was read the third time, and on the question of its passage the yeas and nays were required to be recorded.

There are yeas 81, there are nays 13.

Those who voted in the affirmative are Messrs:

Awtry,	Hames,	Oneal,
Bailey,	Harkness,	Phillips,
Barrett,	Harris of Cobb,	Pickett,
Barton,	Hays,	Pittard,
Bigham,	Hillyer,	Price,
Boggess,	Hines,	Pruett,
Brantley,	Holden,	Roberts of Cherokee,
Brassell,	Hopkins,	Schley,
Cannon,	Hughes,	Sheffield,
Christy,	Julian,	Shelton,
Coleman,	Kenan,	Smith of Coweta,
Conley,	Kimbrough of	Smith of Tattnall,
Crittenden,	Stewart,	Smith of Towns,
Darden,	Kirby,	Sprayberry,
DeLamar,	Kitchens,	Strange,
Duncan,	Lane,	Strickland,
Everett,	Lee,	Taylor,
Fain of Fannin,	Mattox,	Walker of Clarke,
Fain of Union,	McAfee,	Walker of Henry,
Fannin,	McCants,	Wall,
Fincannon,	McCounell,	Webster,
Fuller,	McWhorter,	White,
Fullmore,	Merchison,	Willis,
Gay,	Milledge,	Wood,
Gilbert,	Mintz,	Worley,
Guy,	Mizell,	Young.
Hall,	Moore of Glynn,	
Hardy,	Myres,	

Those who voted in the negative are Messrs:

Braswell,	Harris of Dougherty,	McMillan,
Clarke,	Johnson,	Taliaferro,
Cook,	Jones,	Wilkes.
Faulk,	Luffman,	
Hardeman,	McLean,	

So the bill was passed, and the House adjourned until 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

On motion of Mr. Mott the Clerk was instructed to transmit to the Senate without delay, the bill prohibiting the banks of other States from carrying on the business of banking in this State.

The House took up the report of the committee on the bill to be entitled an act relative to free persons of color in the county of Taliaferro, and other counties therein named.

Mr. Hardeman offered the following amendment which was received:

And be it further enacted, That in the event any of the aforesaid free persons of color shall prefer removing to a free State and have not the means to defray their expenses it shall be incumbent upon the counties herein named to defray the expenses of said free persons of color, and in the event of a failure on the part of said counties to provide the means requisite for this purpose, that said free persons shall be exempt from the provisions of this act.

Mr. Holden moved to strike out the words "or be sold to the highest bidder, before the court house door in said county," from the latter portion of the 2d section, and to add the following as an additional section to the bill, viz:

Be it further enacted, That all the free negroes in said county who fail to avail themselves of the above recited act at the time herein before provided shall be fined the sum of two hundred dollars each, and sha'l in such case be hired at public outcry from time to time, until such amount shall have been paid, and such amount when collected be appropriated to educational purposes in said county.

The same was received.

The report as amended was agreed to, the bill was read the third time, and on the question of its passage, Mr. Holden required the yeas and nays to be recorded.

There are yeas 37. There are nays 87.

Those who voted in the affirmative are Messrs :

Awtry,	Davis,	McWhorter,
Barrett,	DeLamar,	Moore of Clarke,
Barton,	Fain of Union,	Moore of Glynn,
Batts,	Fincannon,	Schley,
Black,	Frederick,	Shelton,
Brantley,	Fuller,	Smith of Talbot,
Brasswell,	Holden,	Strange,
Causey,	Lazenby,	Walker of Henry,
Clarke,	Lewis of Hancock,	White,
Cook,	Lockett,	Willis,
Darden,	McDonald,	

Those who voted in the negative, are Messrs :

Bailey,	Harris of Dough-	Merchison,
Boggess,	erty,	Mizell,
Brassell,	Harper,	Mott,
Cannon,	Harrison,	Moughon,
Chapman,	Hays,	Myers,
Christey,	Hillyer,	Neil,
Coleman,	Hines,	Oneal,
Conley,	Holliday,	Owens,
Crittenden,	Holmes,	Pickett,
Cureton,	Hopkins,	Powell,
Diamond,	Howard,	Price,
Duncan,	Hughes,	Reid,
Embry,	Irwin,	Roberts of Cherokee,
Everett,	Johnson,	Smith of Coweta,
Fain of Fannin,	Jones,	Smith of Tatnall,
Fannin,	Julian,	Sprayberry,
Faulk,	Kimbrough of	Strickland,
Fortner,	Stewart,	Taliaferro,
Gay,	Kirby,	Taylor,
Gilbert,	Kitchens,	Terrell,
Gordon,	Lee,	Tomlinson,
Graham,	Lewis of Greene,	Walker of Clarke,
Grovensteine,	Luffman,	Wall,
Guy,	Marshall,	Webster,
Hall,	Mattox,	Wilkes,
Hardy,	McAfee,	Wimberly,
Hardeman,	McConnell,	Wood,
Hames,	McDaniel,	Worley,
Harkness,	McLean,	Wright,
Harris of Cobb,	McMillian,	Young.

So the bill was lost.

The House took up the report of the committee on the bill to be entitled an act to change the times of holding the Superior Courts of the counties of Clarke and Walton.

The same was amended, on motion of Mr. Faulk of Twiggs, by adding the following: "And the Superior Courts for the county of Twiggs shall, after the first day of January next, be held on the 4th Monday in March and September, of each year."

The report as amended was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bills:

A bill to be entitled an act to incorporate a volunteer corps of Infantry in the town of Bainbridge, in the county of Decatur, and to confer upon it certain privileges.

Also a bill to be entitled an act to grant certain privileges

and powers to the Griffin Light Guards, in the city of Griffin, Spalding county, and to other companies herein named.

Also a bill to be entitled an act to authorize the Justices of the Peace of the 1154th district G. M., of Terrell county, to hold their Courts for two days in each month.

Also a bill to be entitled an act to incorporate the town of Vienna in the county of Dooly, and to appoint commissioners for the same, and to confer certain powers and privileges on said commissioners.

Also a bill to be entitled an act to incorporate the town of Thomaston in Upson county, and to appoint commissioners for the same, and to confer certain powers upon said commissioners.

Also a bill to be entitled an act to incorporate the Fort Valley and Atlanta Railroad Company, and to punish persons for violating the provisions of the same.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Young Physic Medical College of the State of Georgia.

Mr. Gordon offered the following amendment, which was received :

And be it further enacted that the rights heretofore granted to the St. Johns Free Chapel in Savannah, are confirmed, and that the name of the church wardens and vestry of the Protestant St. Johns Free Chapel, in the city of Savannah, shall be, and it is hereby changed to that of the church wardens and vestry of the St. Paul's Free Church in the city of Savannah.

On motion of Mr. Gordon, the title of the bill was ordered to be amended in conformity to his amendment thereto.

The report as amended was agreed to ; the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Treasurer of this State to sign certain coupons herein named, and to require the payment of the same when due.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Southern Direct Trade Company, and for other purposes therein named. The same was amended.

The report was agreed to. The bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to compensate Dr. H. W. Brown for medical services rendered to the citizens of Griffin in Spalding county, during the prevalence of small pox in said city in the present year, 1857.

The report was agreed to. The bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to prevent non-residents of the county of Colquitt from camp-hunting, and for other purposes therein mentioned.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to define the age at which the minor wardships of free persons of color, in this State, shall terminate, and adult wardships begin, and for other purposes.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to repeal an act approved February 20th, 1854, entitled an act to amend the 10th section of the 10th division of the Penal Code of this State, and to revive the said 10th division.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to amend an act to extend to the several counties of this State, the provisions of an act entitled an act to give masons and carpenters an incumbrance for debts due on account of work done, and materials furnished in building and repairing houses, on such houses and the premises to which they may be attached, and to repeal all laws on this subject, so far as relates to the counties of Richmond and McIntosh, and in the cities of Savannah, Macon and Columbus, passed 22d December, 1834, assented to 28th December, 1834.

The report was agreed to, the bill was read the third time and passed.

Mr. Lewis of Hancock, was, on motion, added to the committee on the State of the Republic.

The House took up the report of the committee on the bill to be entitled an act to alter and amend the charter of the Atlantic and Gulf Railroad Company.

Mr. Gordon moved to lay the bill on the table for the balance of the session.

Upon this motion, Mr. Cook required the yeas and nays to be recorded.

There are, yeas 59, nays 65.

Those who voted in the affirmative are Messrs :

Awtry,	Harrison,	McWhorter,
Bailey,	Hines,	Merchison,
Barrett,	Holden,	Milledge,
Barton,	Holliday,	Mott,

Braswell,	Holmes,	Myers,
Clarke,	Howard,	Oneal,
Darden,	Hughes,	Owens,
DeLamar,	Irwin,	Phillips,
Everett,	Johnson,	Pittard,
Fannin,	Jones,	Schley,
Faulk,	Lazenby,	Shelton,
Frederick,	Lewis of Greene,	Sherman,
Fuller,	Lockett,	Smith of Tattnall,
Gay,	Marshall,	Tomlinson,
Gilbert,	Mattox,	Walker of Clarke,
Gordon,	McCants,	White,
Hall,	McConnell,	Wilkes,
Hardeman,	McDonald,	Willis,
Hames,	McEver,	Wimberly,
Harris of Cobb,	McMillian,	Wood.

Those who voted in the negative are Messrs :

Batts,	Graham,	Moughon,
Bigham,	Griffith,	Neal,
Bogges,	Hardy,	Pickett,
Brantley,	Harkness,	Powell,
Cannon,	Harris of Dougherty,	Price,
Causey,	Hays,	Pruett,
Chapman,	Hillyer,	Roberts of Cherokee,
Coleman,	Julien,	Sheffield,
Conley,	Kenan,	Smith of Coweta,
Cook,	Kimbrough of Stew-	Smith of Towns,
Crittenden,	art,	Sprayberry,
Daniel,	Kirby,	Strange,
Davis,	Kitchens,	Strickland,
Diamond,	Lane,	Taliaferro,
Duncan,	Lee,	Taylor,
Edwards,	Luffman,	Wall,
Embry,	McAfee,	Webster,
Fain of Fannin,	McDaniel,	Westmoreland,
Fain of Union,	Mintz,	Worley,
Fincannon,	Mizell,	Wright,
Fortner,	Moore of Clarke,	Young.
Fullmore,	Moore of Glynn,	

So the motion did not prevail.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to alter and amend the 35th section of the 14th division of the Penal Code.

The report was agreed to, the bill was read the third time and lost.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to define, lay out and run a part of the western line of Taylor county, appoint commissioners and pay said commissioners for running said line.

Also a bill to be entitled an act to extend and define the corporate limits of the town of Dallas in the county of Paulding, to provide for the election of Intendant and commissioners for the same, to define their powers, and for other purposes therein named.

Also a bill to be entitled an act to explain and amend an act passed the 5th March, 1856, in relation to public records, &c.

Also a bill to be entitled an act to incorporate the Satilla Canal Company, the St. Mary's Canal Company and the Turtle river and Altamaha Canal Company, and to grant certain privileges therein named.

Also a bill to be entitled an act to incorporate the Pascoe Mining Company of Georgia, the Allatoona Mining Company of Georgia, and the Bell Mining Company of Georgia.

Also a bill to be entitled an act to lay out and form a new county out of the counties of Marion and Sumter, and to organize the same.

The Senate has also agreed to the following resolutions:

A resolution touching the boundary line between the State of Georgia and Florida.

Also a resolution in relation to the claims of Georgia against the United States, which I am directed to transmit forthwith to this branch of the General Assembly.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed a bill of the House of Representatives, to be entitled an act for the support of the government for the political year 1858, and other purposes therein named, with certain amendments, to which they ask the concurrence of the House, and which I am directed to communicate forthwith to this branch of the General Assembly.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, an act to lay out a new county from the counties of Cherokee, Cobb and Forsyth, and for other purposes therein specified.

The House adjourned until 6½ o'clock, p. m.

SIX AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

The House took up the report of the committee on the bill

amendatory of the several acts relative to the bonds of Constables in the county of Whitfield.

Mr. Taliaferro offered as a substitute for the same :

A bill to change the manner of suing on Constable's bonds in the county of Whitfield, and to increase the amount of the Constable's bonds in the 872d district G. M., of said county.

The report was agreed to. The bill was read the third time and passed.

The bill to be entitled an act to provide for the trial by the Superior Courts of this State of any slave or slaves, or free persons of color, charged with any capital offence against the laws of this State, approved February 14th, 1850, and to provide for the trial of the same, was laid on the table for the balance of the session.

The House went into committee of the whole, Mr. Pickett in the chair, on the bill to be entitled an act for the encouragement of agriculture in Georgia. After some time spent therein, the committee arose, and through their chairman reported the same back to the House without amendment.

Mr. Lewis offered as a substitute for the same a bill to appoint a geological corps, and for other purposes.

The substitute was received. The report thereon was agreed to, the bill was read the third time and on the question of its passage, Mr. Taliaferro required the yeas and nays to be recorded.

There are yeas 44, nays 68.

Those who voted in the affirmative are Messrs :

Bailey,	Hames,	Owens,
Barton,	Hillyer,	Phillips,
Bogges,	Hines,	Pickett,
Chapman,	Holden,	Powell,
Cook,	Hughes,	Price,
Davis,	Irwin,	Pruett,
DeLamar,	Jones,	Reid,
Diamond,	Lazenby,	Schley,
Duncan,	Lewis of Hancock,	Shelton,
Fain of Fannin,	Merchison,	Smith of Towns,
Fain of Union,	Milledge,	Terrell,
Frederick,	Mintz,	Walker of Clarke,
Fuller,	Moore of Glynn,	Webster,
Gordon,	Mott,	Wilkes.
Hardeman,	Moughon,	

Those who voted in the negative are Messrs :

Awtry,	Harkness,	McMillian,
Barrett,	Harris of Cobb,	McWhorter,
Bats	Harris of Dougherty,	Mizell,
Bigham,	Holliday,	Myers,

Black,	Holmes,	Neal,
Braswell,	Hopkins,	Oneal,
Christy,	Howard,	Pittard,
Clarke,	Johnson,	Roberts of Cherokee,
Coleman,	Julian,	Sheffield,
Conley,	Kimbrough of Stew-	Sherman,
Crittenden,	art,	Smith of Coweta,
Darden,	Kitchens,	Smith of Tattnall,
Everett,	Lee,	Strickland,
Fannin,	Luffman,	Taliaferro,
Faulk,	Marshall,	Taylor,
Fincannon,	Mattox,	Tomlinson,
Fortner,	McAfee,	Walker of Henry,
Gay,	McCants,	Wall,
Gilbert,	McConnell,	Westmoreland,
Glass,	McDaniel,	Wood,
Graham,	McDonald,	Worley,
Griffith,	McEver,	Wright,
Hardy,	McLean,	Young.

So the bill was lost.

Leave of absence, after to-day, was granted Mr. Reid, of Putnam, on indispensable business.

The House took up the report of the committee on the bill to be entitled an act for the encouragement of industry in agriculture, mining, machinery, and other purposes.

The same was amended. The report was agreed to, the bill was read the third time and passed as amended.

The House took up the resolution authorizing the Governor to subscribe for fifteen hundred copies of Richard K. Hines' book of Legal Forms, at two dollars and a half per copy, and to pay for the same out of the contingent fund.

The same was agreed to.

The House took up the resolution relative to authorizing the Governor to subscribe for a certain number of Cobb's Legal Forms.

The same was read but not agreed to.

On motion of Mr. Diamond the Senate amendments to the general appropriation were taken up and concurred in.

The House also amended the amendment of the Senate which relates to the per diem of the Chief Enrolling Clerk of the Senate, by making a similar appropriation for the Chief Enrolling Clerk of the House, to wit: one dollar additional.

The clerk was directed to report the same to the Senate at once.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has concurred in the amendment of the House to their amendment of the bill to appro-

priate money to defray the expense of government for the political year 1858, and for other purposes; and I am directed to transmit the same to this branch of the General Assembly forthwith.

The House took up the report of the committee on the bill to be entitled an act to require the Governor of this State to appoint a Bank Visitor, and for other purposes.

Mr. Hardeman moved to lay the same on the table for the balance of the session.

On this motion Mr. Underwood required the yeas and nays to be recorded.

There are yeas 72, nays 37.

Those who voted in the affirmative, are Messrs :

Awtry,	Harris of Cobb,	Moore of Clarke,
Barrett,	Harris of Dougherty,	Mott,
Barton,	Hines,	Moughon,
Bigham,	Holliday,	Myers,
Black,	Hughes,	Oneal,
Brantley,	Irwin,	Owens,
Braswell,	Johnson,	Phillips,
Causey,	Jones,	Pittard,
Chapman,	Kitchens,	Reid,
Christy,	Lane,	Shelton,
Darden,	Lazenby,	Sherman,
Everett,	Marshall,	Smith of Coweta,
Fortner,	McAfee,	Strickland,
Frederick,	McCants,	Taylor,
Fuller,	McConnell,	Terrell,
Gilbert,	McDonald,	Tomlinson,
Glass,	McEver,	Walker of Clarke,
Gordon,	McLean,	Westmoreland,
Griffith,	McWhorter,	Wilkes,
Grovensteine,	Merchison,	Wood,
Hall,	Milledge,	Young.
Hardeman,	Mintz,	
Hames,	Mizell,	

Those who voted in the negative are Messrs :

Batts,	Graham,	McDaniel,
Bogges,	Guy,	McMillian,
Cannon,	Hardy,	Moore of Glynn,
Coleman,	Hays,	Neal,
Conley,	Hillyer,	Pickett,
Cureton,	Holmes,	Price,
Davis,	Howard,	Roberts of Cherokee
DeLamar,	Julian,	Smith of Tattnall,
Diamond,	Kimbrough of Stew-	Smith, of Towns,
Duncan,	art,	Taliaferro,
Fain of Union,	Lee,	Wall,

Fannin,
Gay,

Lewis of Hancock, Worley.
Mattox,

So the bill was indefinitely postponed.

The following bills of the Senate were read the first time, viz:

A bill to incorporate the town of Dawson in the county of Terrell, and for other purposes.

A bill to change the county lines between the counties of Columbia and Richmond, &c.

A bill to punish all owners of slaves and guardians of free persons of color, and said slaves and free persons of color in the county of Warren, for said owners or guardians allowing said slaves and free persons of color to live alone, and to prevent the same.

A bill for the relief of Mrs. Jincey Pace, wife of John Pace, of the county of Heard.

A bill to alter and amend the practice in Courts of Equity, in this State, &c.

A bill to incorporate a company to construct a plank or turnpike road, from Sandy Ford, on Chattooga river, to Clayton, in Rabun county.

A bill for the better regulation of the town of Elberton.

A bill for the relief of Mary E. E. Rice, &c.

A bill to change the time of holding the October Term of the Inferior Court of the county of Tatnall.

A bill for the relief of James Hamby of Walker county.

A bill to consolidate the offices of Clerk of the Superior and Inferior Courts of the county of DeKalb.

A bill to repeal an act approved February 20th, 1854, entitled an act to amend the patrol laws of this State, so far as relates to the county of Ware.

A bill to incorporate the Savannah Flour Mill Exporting Company.

A bill to amend an act incorporating the town of Fort Valley, in Houston county.

A bill to change the line between the counties of Randolph and Clay.

A bill to be entitled an act to change the line between the counties of Pickens and Dawson, and for other purposes therein mentioned.

A bill to be entitled an for the relief of George W. Newman, and for other purposes.

A bill to be entitled an act to authorize His Excellency the Governor of this State to loan the Bowden Collegiate Institute, of Carroll county, 100 stand of arms and 100 light cavalry swords, upon the trustees of said institute depositing in the Executive office an approved bond for their return on demand.

A bill to be entitled an act to lay out and form a new county out of the counties of Marion and Sumter, and organize the same.

A bill to be entitled an act to authorize the Sheriff of Fannin county to sell lot of land No. 10 in the second district of said county, and pay the money over to the commissioners of the poor school fund, and for other purposes.

A bill to be entitled an act to explain and amend an act passed the 5th March, 1856, and in relation to public records, &c., &c.

A bill to be entitled an act for the protection of the pilot of the port of St. Marys within this State.

A bill to be entitled an act to change the lines between the counties of Irwin and Coffee, and for other purposes.

A bill to be entitled an act to regulate the collection of judicial fees in the Superior and Inferior Courts of the county of Campbell.

A bill to be entitled an act to incorporate the Clayton Manufacturing Company.

A bill to be entitled an act to incorporate the Georgia Equitable Insurance Company.

A bill to be entitled an act to incorporate the town of Prentiss in Webster county, and appoint commissioners for the same, and for other purposes therein named.

A bill to be entitled an act to incorporate the Georgia Insurance Company.

A bill to be entitled an act to incorporate the town of Vicksburg of Dooley county, and to appoint commissioners for the same, and to confer certain powers and privileges on said commissioners.

A bill to be entitled an act to charter the Atlanta Insurance, and confer certain rights, powers and privileges.

A bill to be entitled an act to change the times of holding the Inferior Court of the county of Pickens, and for other purposes.

A bill to be entitled an act to authorize John G. McHenry and Thomas N. Poullain, administrators on the estate of James H. McHenry, deceased, late of Green county, to purchase a farm and stock the same, and to work the slaves belonging to said estate thereon, and to carry on the same, and for other purposes.

A bill to be entitled an act to grant certain privileges and powers to the Griffin Light Guard, in the city of Griffin Spaulding county, and to other companies herein named.

A bill to be entitled an act to amend the patrol laws of this State, approved February 20th, 1854, so far as relates to the county of Franklin.

A bill to be entitled an act for the relief of Miriam Sorling, Jetta Brown, and others.

A bill to be entitled an act to change and make certain the line between the counties of Irwin and Coffee.

A bill to be entitled an act to extend and define the corporate limits of the town of Dallas, in the county of Paulding, and to provide for the election of Intendent and commissioners for the same, to define their powers, and for other purposes therein named.

A bill to be entitled an act to amend the charter of the city of Albany.

A bill to be entitled an act to authorize the Ordinary of Upson county to grant letters of administration on the undivided estate of Allen McWhorter, late of said county, deceased, on certain conditions.

A bill to be entitled an act to arrange and fix the times of holding the Superior Courts in the several counties of the Blue Ridge Circuit, and the county of Twiggs in the Macon Circuit, and the Supreme Court for the third Judicial District.

A bill to be entitled an act to empower the Judge of the Superior Court of the Western Circuit to hold the Spring Term of the Superior Court for Gwinnett county two weeks, in certain cases, and change the time of holding the Spring Term of said court.

A bill to be entitled an act to incorporate a volunteer corps of infantry in the town of Bainbridge, county of Decatur, and to confer upon it certain privileges.

A bill to be entitled an act to extend the corporate limits of the town of Marshallville, Macon county.

A bill to be entitled an act to repeal an act to amend the patrol laws of this State, so far as relates to the counties of Walton, Montgomery and Bryan.

A bill to be entitled an act to prevent the killing of female deer in the county of Glynn, at certain periods of the year.

A bill to be entitled an act to lay out a new county from the counties of Lowndes and Thomas, and for other purposes.

A bill to be entitled an act to change the county lines between the counties of Pike and Upson, and to change the county line between the counties of Tattnall and Montgomery, and other counties therein named.

A bill to be entitled an act to change the county lines of Marion and Taylor, and the county lines of Coweta and Heard.

A bill to be entitled an act to authorize the Justices of the Peace of the 1154th district, G. M., of Terrell county to hold therein court for two days in each month.

A bill to be entitled an act for the relief of Calvin J. Crawford and Henry Ivey.

A bill to be entitled an act to amend the road laws of this State as to the county of Bibb.

A bill to be entitled an act to incorporate the South Georgia Railroad Company.

A bill to be entitled an act to amend an act to incorporate the Spring Place Mining Company.

A bill to be entitled an act to incorporate the Pascoe Mining Company of Georgia, the Allatoona Mining Company of Georgia and the Bell Mining Company of Georgia.

A bill to be entitled an act for the relief of Rufus Rabun and Joseph B. Ellis.

A bill to be entitled an act for the relief of Sarah Anderson, of the county of Telfair.

A bill to be entitled an act to incorporate the town of Irwinville, in the county of Irwin, and to confer upon the citizens of said town the privilege of electing town commissioners with certain powers.

A bill to be entitled an act to incorporate the Nacoochee Hydraulic Mining Company.

A bill to be entitled an act to incorporate the Fort Valley and Atlantic Railroad Company, and to punish persons for violating the provisions of the same.

A bill to be entitled an act to compensate grand and petit jurors of the county of Paulding, and the petit jurors of the county of Heard.

A bill to be entitled an act to incorporate the town of Thomaston, in the county of Upson, and to appoint commissioners for the same, and to confer certain powers upon said commissioners.

A bill to be entitled an act to alter and amend the several acts in relation to itinerant traders and to prescribe the mode of obtaining license, so far as relates to the county of Worth.

A bill to be entitled an act to change the lines between the counties of Cobb and Paulding, so as to include the lot whereon John H. Miller now lives, in Cobb county.

A bill to be entitled an act to define, lay out and run a part of the western line of Taylor county, appoint commissioners, and pay said commissioners for running said line.

A bill to be entitled an act for the relief of the citizens of the 995th and 994th districts G. M. in this State.

A bill to be entitled an act to incorporate the Executive Committee of the Washington Institute of the State of Georgia.

A bill to be entitled an act to prevent the sale of ardent spirits on days of general elections at a certain precinct in Richmond county.

A bill to be entitled an act to incorporate the Satilla Canal Company and the Turtle River and Altamaha Canal Company and to grant certain privileges therein named.

A bill to be entitled an act amendatory of an act entitled an act to incorporate the Ocmulgee Mills.

urer of Murray county to pay Alexander Martin, of Murray county out of the county funds, certain claims therein specified, for the years 1852 and 1853.

A bill to be entitled an act to lay out and organize a new county from the counties of Stewart and Randolph, and for other purposes.

A bill to change the times of holding the Superior and Inferior Courts of the counties herein named.

A bill for the relief of William H. Winton, a minor, of the county of Merriwether, and William H. Whatley, of the county of Pike.

A bill for the relief of Drewry Boatright, and to relieve him from certain disabilities.

A bill to amend an act incorporating the Commercial Bank of Brunswick, approved 3d March, 1856.

A bill to make it penal to cut and haul off timber from the lands in Telfair county, without the consent of the owner, agents or tenant in possession.

A bill to incorporate the Bowden Collegiate Institute, to appoint trustees for the same, and to confer certain privileges.

A bill to incorporate Hannah Moore Female Collegiate Institute, located in Decatur, Georgia, and to confer powers on the same.

A bill to provide for the election of a County Treasurer for Miller county.

A bill to authorize the Governor to appoint some fit and proper person to run out the line between the 7th district of Baker and 3d district of Calhoun county.

The House adjourned until 9½ o'clock, a. m., to-morrow.

SATURDAY, DECEMBER 19th, 1857.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Marshall, Cook, Diamond, Wall, Fullmore and McDaniel on indispensable business.

The bill to be entitled an act to authorize the Inferior Court of the county of Dougherty to retain the State taxes of the year 1858 and 1859 to aid in constructing a bridge across the Flint River at or near the city of Albany, of said county, was on motion of Mr. Harris, of Dougherty, reconsidered.

Mr. Luffinai moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to require the payment of tax fees in certain cases.

This motion was lost.

Leave of absence was granted Mr. Cumbie on account of ill health.

So much of the Journal of yesterday as relates to the refusal of the House to agree to the resolution relative to the Form Book of Howell Cobb, of Houston county, was on motion of Mr. Frederick, reconsidered.

On motion of Mr. Hardeman, so much of the Journal of yesterday as relates to the bill to compensate certain volunteers which was passed, was reconsidered.

Mr. Cook moved to reconsider so much of the Journal of yesterday as relates to the rejection of the bill to amend the charter of the Atlantic and Gulf Railroad Company.

Upon this question, Mr. Hughes, of Liberty, required the yeas and nays to be recorded.

There are yeas 53, there are nays 41.

Those who voted in the affirmative are Messrs:

Barton,	Guy,	Marshall,
Batts,	Hames,	Moore of Glynn,
Bigham,	Harkness,	Oneal,
Brassell,	Harris of Dougherty,	Pickett,
Causey,	Hays,	Price,
Clarke,	Holden,	Sheffield,
Conley,	Holliday,	Shelton,
Cook,	Hopkins,	Sherman,
Crittenden,	Julian,	Smith of Coweta,
Darden,	Kimbrough of Stew-	Smith of Towns,
Davis,	art,	Strange,
DeLamar,	Kirby,	Strickland,
Fain of Fannin,	Kitchens,	Taliaferro,
Fortner,	Lane,	Taylor,
Fuller,	Lazenby,	Wall,
Gilbert,	Lee,	Webster,
Graham,	Lewis of Hancock,	Wright,
Griffith,	Luffman,	Young.

Those who voted in the negative are Messrs

Awtry,	Harris of Cobb,	Milledge,
Bailey,	Harrison,	Mizell,
Barrett,	Hillyer,	Mott,
Braswell,	Hines,	Moughon,
Christy,	Holmes,	Owens,
Embry,	Hughes,	Phillips,
Everett,	Irwin,	Pittard,
Fannin,	Mattox,	Schley,
Frederick,	McCants,	Smith of Tattnall,
Gay,	McConnell,	Tomlinson,
Glass,	McDaniel,	Walker of Clarke,
Gordon,	McDonald,	Wilkes,
Grovensteine,	McWhorter,	Wood.
Hardeman,	Merchison,	

So the bill was reconsidered.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bills:

A bill to be entitled an act to incorporate a railroad company to be called the Bainbridge and Northern Railroad Company, and to amend an act to incorporate the St. Marys Railroad Company, approved March 3d, 1856, and for other purposes.

Also a bill to be entitled an act to amend an act entitled an act to authorize judges of the Superior Courts of this State to appoint receivers during vacation, and to require the complainant in all cases asking for writs of *ne exeat quia timet* and all applications asking for the appointment of a receiver, or for injunction to give bond and security to the respondent for any loss or damage which he or they may sustain by the suing out said writs, and for other purposes, approved March 4th, 1856, so as to allow the issuing any of the aforesaid writs upon the applicant making oath that from his poverty, he is unable to give such bond and security.

Also a bill to be entitled an act to incorporate an insurance company to be called the Merchants and Mechanics Mutual Insurance Company of the city of Macon.

Also a bill to be entitled an act to authorize suits to be brought upon Constables bonds without an order of Court.

Also a bill to be entitled an act to authorize the Inferior Courts of this State to establish, abolish or change the election precincts in the several counties of this State, and to legalize such election precincts as have heretofore been established by said Inferior Courts.

Also a bill to be entitled an act to amend the second section of an act entitled an act to raise the jurisdiction of the Justices of the Peace, approved March 5th, 1856.

Also a bill to be entitled an act to explain the eleventh section of an act to lay out and organize a new county from the counties of Lee and Randolph, approved February 16th, 1856.

Also a bill to be entitled an act to incorporate the LaGrange and Troup Factory Railroad, and for other purposes therein named.

Also a bill to be entitled an act to amend the claim laws of this State, as to Superior and Inferior Courts.

Also a bill to be entitled an act to prescribe the mode of proving entries on the books of the Receivers of Tax Returns of this State.

Also a bill to be entitled an act to encourage persons making a will to provide a permanent fund for the collegiate preparation and education of indigent boys or young men.

Also a bill to be entitled an act to relieve iron masters in Cass county from paying tax on pig iron, the product of their furnaces.

Also a bill to be entitled an act to exempt certain persons from militia and jury duty.

Also a bill to be entitled an act to regulate the duties of Judges in certain cases, and to provide for the trial of the same.

Also a bill to be entitled an act to provide for the perfecting of titles to land where parties die and have bonds out for titles.

Also a bill to be entitled an act in relation to the payment of witnesses fees in criminal cases in this State, and for other purposes.

The House took up the report of the committee on the reconsidered bill to provide for the compensation of certain volunteers.

On motion of Mr. Lewis, of Hancock, the bill was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to change the time of holding the Superior Court in the county of Miller.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill to be entitled an act to define how many Justices of the Inferior Courts of this State shall concur in opinion to make the judgments of said Court.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to exempt from levy and sale under attachment and execution, certain property therein named.

The same was indefinitely postponed.

The House took up the report of the committee on the bill to be entitled an act to authorize the owners and managers of slaves and guardians of free persons of color to settle all crimes committed by them when the penalty is not death, &c.

This bill was indefinitely postponed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Taliaferro county to retain one half of the State tax of said county, and for other purposes.

The same was postponed indefinitely.

The bill to provide for the more effectual working of the roads in this State, was on motion indefinitely postponed.

The House took up the report of the committee on the bill to be entitled an act to amend an act entitled an act to make valid the bonds taken by the Sheriffs of this State and their deputies, Coroners and Constables from defendants in execu-

tion for the delivery of property levied on by them, approved December 21, 1829, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Union Trust Company, and laid it by for the present.

The House took up the report of the committee on the bill to be entitled an act to repeal the third section of an act approved March 3d, 1856, entitled an act to alter, amend and add to the Penal Code of this State.

The same was indefinitely postponed.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to amend and repeal so much of the act passed the 17th of February, 1854, as relates to the Sheriffs' certificates, and for other purposes.

Also a bill to be entitled an act to allow parties in Justices' Courts to prove open accounts when the same does not exceed fifty dollars, &c.

Also a bill to be entitled an act to amend the attachment laws of this State.

Also a bill to be entitled an act to amend the attachment and garnishment laws of this State, and for other purposes.

Also a bill to be entitled an act for the relief of certain persons and banks herein named.

Also a bill to be entitled an act authorizing Joseph Tooke, executor of Andrew J. Coalson, late of Houston county, to purchase the interest of said Andrew J. Coalson, in his estate.

Also a bill to be entitled an act to authorize the appointment of an inspector of liquors, wines, and spirits, and for other purposes.

Also a bill to be entitled an act to alter and amend an act assented to on the 25th day of February 1856.

Also a bill to be entitled an act to extend the provisions of an act assented to February 21st. 1850, and appoint commissioners to carry out the same.

Also a bill to be entitled an act to authorize the Inferior Court of the county of Terrell, to issue bonds, borrow money for the purpose therein mentioned, and for other purposes.

Also a bill to be entitled an act for the protection of rice planters and rice sellers within the State of Georgia, and for other purposes.

Also a bill to be entitled an act for the relief of William C. Holliday, of the county of Fayette.

Also a bill to be entitled an act to extend the time of the operation of an act, entitled an act to authorize bills of sale to be proven, recorded, and admitted in certain cases therein specified, approved March 4th, 1856.

Also a bill to be entitled an act to alter and amend an act entitled an act to provide for the speedy trial of certain cases in Courts of Law and Equity in this State, and for other purposes connected therewith, approved March 6th, 1856, and for other purposes therein named.

The House took up the report of the committee on the bill to be entitled an act to incorporate a bank in the town of Cartersville, Cass county, to be called the bank of Cartersville.

The report was agreed to. The bill was read the third time and on the question of its passage, Mr. Strickland required the yeas and nays to be recorded.

There are yeas 46, nays 54.

Those who voted in the affirmative are Messrs:

Bailey,	Holliday,	McMillian,
Barton,	Howard,	McWhorter,
Batts,	Hughes,	Merchison,
Cook,	Irwin,	Milledge,
Craft,	Johnson,	Mott,
Crittenden,	Jones,	Neal,
Davis,	Julian,	Oneal,
Fain of Union,	Kenan,	Sherman,
Fannin,	Kimbrough of Stew-	Taylor,
Fuller,	art,	Tomlinson,
Gordon,	Kitchens,	Westmoreland,
Griffith,	Lane,	White,
Grovensteine,	Lewis of Hancock,	Wilkes,
Harris of Cobb,	Luffman,	Williams,
Harper,	McConnell,	Wimberly.
Harrison,	McEver,	

Those who voted in the negative are Messrs :

Awtry,	Hays,	Pittard,
Black,	Hillyer,	Powell,
Bogges,	Hines,	Price,
Braswell,	Holmes,	Roberts of Cherokee
Chapman,	Hopkins,	Schley,
Christy,	Kirby,	Shelton,
Coleman,	Lee,	Smith of Coweta,
Conley,	Marshall,	Smith of Tatttnall,
Cureton,	Mattox,	Strickland,
Everett,	McAfee,	Taliaferro,
Fain of Fannin,	McCants,	Terrell,
Fincannon,	McDaniel,	Walker of Clarke,
Glass,	McLean,	Wall,
Graham,	Mizell,	Webster,
Guy,	Myers,	Wood,
Hardy,	Owens,	Worley,
Harkness,	Phillips,	Wright,
Harris of Dougherty,	Pickett,	Young.

So the bill was lost

The House took up the report of the committee on the bill to allow interest on accounts and claims under certain circumstances.

The same was indefinitely postponed.

The House took up the report of the committee on the bill to be entitled an act to authorize Samuel T. Whitaker, to act as a Notary Public within the limits of the City of West Point, Troup county, Georgia.

Mr. Bigham offered as a substitute therefor, a bill to authorize John C. Whitner, and Samuel T. Whitaker, to act as Notaries Public in West Point, Georgia, for certain purposes.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to be entitled an act to compensate the Grand and Petit Jurors of the counties of Whitfield, Hart, Fannin, Dougherty, Chattahoochee, Thomas, and Sumter, Carroll, Jasper, and Stewart.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for paying the Grand and Petit Jurors of the counties of Madison and Fayette, &c.

The report was agreed to, the bill was read the third time and passed

The House took up the report of the committee on the bill of the Senate to provide for the protection of forest trees in the county of Richmond, and to provide for the punishment of certain offences in violation thereof.

The same was amended so as to extend its provisions to the county of Cass.

The report was agreed to, the bill was read the third time and passed as amended.

The House took up the Senate amendments to the bill of the House incorporating the Highwassee Railroad Company, and concurred in the same.

The House took up the report of the committee on the bill of the Senate to be entitled an act to incorporate the Richmond Gas Light Company, of Augusta, Georgia, and other Gas Light Companies, and to confer certain privileges on the same. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The Senate has passed the following bill of the House of Representatives :

A bill to be entitled an act to authorize the building, opening and constructing a Railroad from some point in the county of Rabun, at or near the town of Clayton, connecting with the North-eastern Railroad or any other Railroad that

may be built through said county, running down the valley of the Little Hightower, in the county of Towns, through the counties of Union, and Fannin, to the Tennessee or North Carolina line, in the direction of the "Ducktown Copper Mines," and to grant corporate powers and privileges to the same, and for other purposes therein mentioned, with an amendment to which they ask the concurrence of this Branch of the General Assembly.

The House took up the report of the committee on the bill to be entitled an act to lay off and organize a new county from the counties of Dooly and Pulaski.

The report was agreed to, the bill was read the third time and on the question of its passage, Mr. Walker, of Clarke, required the yeas and nays to be recorded.

There are yeas 66, there are nays 32,

Those who voted in the affirmative are Messrs :

Bailey,	Hall,	McEver,
Barton,	Hardy,	Merchison,
Bogges,	Harris of Cobb,	Milledge,
Cannon,	Harper,	Mintz,
Chapman,	Harrison,	Mizell,
Christy,	Hines,	Moore of Clarke,
Coleman,	Holliday,	Moore of Glynn,
Conley,	Holmes,	Oneal,
Cook,	Hughes,	Owens,
Crittenden,	Johnson,	Pickett,
Davis,	Jones,	Schley,
DeLamar,	Kenan,	Sheffield,
Duncan,	Kimbrough of Stew-	Shelton,
Embry,	art,	Smith of Coweta,
Everett,	Lee,	Strickland,
Fain of Union,	Luffman,	Taliaferro,
Finannon,	Marshall,	Taylor,
Frederick,	Mattox,	Wall,
Gay,	McAfee,	Webster,
Gilbert,	McCants,	Wood,
Graham,	McConnell,	Wright.
Guy,	McDaniel,	

Those who voted in the negative are Messrs :

Awtry,	Griffith,	McWhorter,
Barrett,	Grovensteine,	Myers,
Bigham,	Hames,	Phillips,
Black,	Hays,	Pittard,
Clarke,	Hillyer,	Sherman,
Cureton,	Hopkins,	Smith of Tattnall,
Darden,	Howard,	Terrell,
Fannin,	Kirby,	Walker of Clarke,
Fuller	Lane	White

Glass,
Gordon,

Lazenby,
Lewis of Hancock,

Wimberly.

So the bill was passed.

The House adjourned until 2½ o'clock p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the committee on the bill of the Senate to be entitled an act for the relief and benefit of Mary A. J. Perr of the county of Muscogee, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to appoint Usual J. Bush, and Bryant Pace, a committee to define the line between the counties of Miller, and Early.

The same was indefinitely postponed.

The House took up the report of the committee on the Senate bill to be entitled an act for the relief of Alexander W Morgan, of the county of Calhoun, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of George McKinley, and John Sirmons, of Early county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to repeal an act to compel owners of slaves in the county of Effingham, to keep a white man on their plantations, approved March 5th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize the Ordinary of Merriwether county to pay all arrearages due teachers of poor children.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to alter and amend an act entitled an act to authorize the Justices of the Inferior Court of the counties of Fannin, Telfair, Clinch and Warren, to lay off said counties into school districts, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to submit the question of removal of the county site of Montgomery county to the voters of said county, and for carrying out the will of the majority.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the of the Senate to be entitled an act to define the corporate limits of the town of Americus, in Sumter county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief and benefit of Cornelia McLean, of the county of Telfair.

The same was, on motion, indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of John W. Spain. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to be entitled an act to alter and amend the charter of the city of Macon. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House postponed indefinitely a bill of the Senate to fix the compensation of the petit jurors of the Superior Courts of Lee county.

A bill for the relief of Mrs. Martha Lewis, of the county of Henry.

A bill to change the lines of the various counties therein mentioned.

And a bill for the relief of Mrs. Frances C. Guerrey, of Calhoun county

The House took up the report of the committee on the bill of the Senate to be entitled an act authorizing the Justices of the Inferior Court of Clay county to lay off the county of Clay into school districts. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to be entitled an act to exempt certain members of the Mechanical Fire Company No. 2, in the city of Atlanta, from certain public duties.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to amend an act entitled an act to amend the several acts now in force regulating the fees

of magistrates and constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved 22d January, 1852.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to make legal the sale of the Bainbridge Academy lot.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to change the time of holding the Inferior Courts of the counties of Taylor and Stewart.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to repeal an act approved 3d March, 1856, to amend the 18th section of the charter of the city of Atlanta, and for other purposes, &c.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to amend the various acts in relation to the City Court of Savannah, to add to the jurisdiction and powers of said Court, and for other purposes therein named

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to render certain the compensation of teachers of poor children in certain counties, &c. The same was indefinitely postponed.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills:

A bill to be entitled an act to amend an act entitled an act to point out the mode of ascertaining the relief and support to which widows and orphans are entitled out of the estates of their deceased husbands and parents in cases where letters testamentary or administration shall hereafter be granted, and for other purposes, approved February 19th, 1856, so as to allow an appeal from the return of the appraisers and the judgment of the ordinary therein as in other cases.

Also a bill to be entitled an act to prescribe the mode of procedure in cases of suits at law or in equity in the Courts of this State by the legal representatives of decedents resident of other States at the time of their death.

Also a bill to be entitled an act incorporating the "Houston Flour Exporting and Banking Company," and conferring certain powers and privileges on the same.

Also a bill to be entitled an act relative to the appointment of a public administrator and guardian, defining his duties, &c.

Also a bill to be entitled an act compulsory upon the several Railroads of this State, to give checks for trunks and baggage in separate pieces when required at any of the stations of said Roads, and to the point of destination of the passenger, under certain penalties.

Also a bill to be entitled an act to incorporate the Marietta Paper Mill Company, and for other purposes.

Also a bill to be entitled an act to repeal the 12th section of an act to alter, change and amend an act to incorporate the town of Decatur, in the county of DeKalb, assented to December 10th, 1823, approved 3d March, 1856.

Also a bill to be entitled an act to define and establish the fees of Ordinaries, Clerks of the Superior and Inferior Courts, Sheriffs, Jailors, Justices of the Peace and Constables of this State, and for other purposes.

Also a bill to be entitled an act to amend an act now in force regulating the fees of magistrates and constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide the mode of collecting the same, approved January 22d, 1852, so far as relates to the county of Bibb.

The Senate has also passed the following bill of the House of Representatives, with an amendment:

A bill to be entitled an act to make the Governor of the State, for the time being, the President of the Board of Trustees of the University of Georgia, and for other purposes, in which they ask the concurrence of this branch of the General Assembly

The bill of the Senate to be entitled an act to authorize Berry Chapman, a lame man, of the county of Fayette, as an itinerant trader, to vend goods, wares and merchandize within the 4th Congressional district, without obtaining license, was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize Benjamin C. Smith, of the county of Elbert, and John W. Cameron, of the county of Colquitt, to practice medicine in this State, and collect the usual fees for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to repeal an act passed and approved 4th March, 1856, authorizing the State Printer to employ aid to report and have printed for each Senator and Representative a copy of the daily proceedings of the General Assembly.

The report was agreed to, the bill was read the third time and passed

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize and allow the citizens of each magistrate's district in the counties of Ware and Terrell, to determine and decide the propriety of retailing spirituous liquors in their respective districts, and for other purposes.

The same was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to legalize certain judgments of the Courts of Ordinary of this State, and to provide for the probate of wills in certain cases, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to provide against the forfeiture of the several bank charters of this State on account of non-specie payments for a given time, and for other purposes.

The previous question was called and upon the question of seconding the same, Mr. Underwood required the yeas and nays to be recorded.

There are yeas 52, nays 57.

Those who voted in the affirmative are Messrs :

Barton,	Harris of Dougherty,	Merchison,
Batts,	Harper,	Milledge,
Braswell,	Harrison,	Mintz,
Causey,	Hines,	Mizell,
Christy,	Holden,	Moore of Clarke,
Coleman,	Holliday,	Mott,
Cureton,	Holmes,	Oneal,
Daniel,	Hughes,	Phillips,
Darden,	Irwin,	Pittard,
Everett,	Johnson,	Schley,
Frederick,	Jones,	Taylor,
Gilbert,	Kenan,	Terrell,
Gordon,	Kimbrough of Stew-	Tomlinson,
Griffith,	art,	Walker of Clarke,
Grovensteine,	Lazenby,	White,
Hardeman,	Mattox,	Wilkes,
Hames,	McLean,	Wimberly.
Harkness,	McWhorter,	

Those who voted in the negative are Messrs :

Awtry,	Glass,	Moore of Glynn,
Barrett,	Hall,	Myers,
Bigham,	Hardy,	Neal,
Black,	Harris of Cobb,	Owens,
Boggess,	Hays,	Pickett,
Brassell,	Hillyer,	Price,
Cannon,	Hopkins,	Roberts of Cherokee,

Clarke,	Howard,	Sheffield,
Conley,	Julian,	Shelton,
Cook,	Kirby	Sherman,
Crittenden,	Lane,	Smith of Coweta,
Davis,	Lee,	Smith of Towns,
Duncan,	Lewis of Hancock,	Strickland,
Embry,	Luffman,	Taliaferro,
Fain of Faumin,	McAfee,	Wall,
Fain of Union,	McCants,	Webster,
Fannin,	McConnell,	Worley,
Fincannon,	McEver,	Wright,
Gay,	McMillian,	Young.

So the same did not prevail.

Mr. Underwood offered the following amendments, viz:

And be it further enacted, That the several banks in this State shall pay into the Treasury a tax at the rate of seven per cent. per annum upon their capital stock, to be computed from the date of this act, and to be paid to the Treasurer monthly, and upon failure thereof the Comptroller General shall issue execution for the same. This tax to continue only during their suspension, and to be paid in gold and silver coin, and shall constitute a part of the educational fund of this State.

And be it further enacted, That no bank in this State shall issue and put in circulation bills of their banks exceeding three dollars in paper for one dollar in gold and silver in their vaults. And the banks shall furnish sight exchange on New York at one per cent. premium, or pay their bills in gold and silver whenever demanded after the first day of January, 1858, and in default thereof, the Governor of this State shall proceed to the forfeiture of their charters under the existing laws of this State which are hereby re-enacted.

And be it further enacted, That the act of December 18th, 1840, 1841 and 1842, be and the same is hereby re-enacted, and applicable to all banks heretofore or hereafter created, and it shall be the duty of the Governor at the time he orders proceedings against any bank to forfeit its charter, to appoint a Receiver to take charge of the assets of the bank, and to furnish the Receiver appointed, a sufficient force and power to take the assets.

And be it further enacted, That from and after the passage of this act no bank shall directly or indirectly, either by interest, exchange, domestic or foreign, or trade or traffic make or declare any dividend greater than seven per cent. per annum; and the President and Cashier shall at each annual return, make oath to the amount of profits made during the twelve months.

And be it further enacted, That the Governor shall issue his proclamation containing a copy of this act, and it shall

be the duty of the several banks in this State who seek to avail themselves of the privileges of this act to notify the Governor of the acceptance of the same in writing, within twenty days after the publication of the proclamation aforesaid, as a part of the charter of said bank, and the privileges of this act and the provisions of the same shall not extend to any bank failing to make the acceptance above specified.

On request of Mr. Owens, Mr. Hughes called the previous question on the passage of the bill, the effect of which was to cut off the foregoing amendments offered by Mr. Underwood.

On the question of seconding the call the yeas and nays were required to be recorded.

There are, yeas 66, nays 45.

Those who voted in the affirmative are Messrs :

Awtry,	Grovensteine,	Mintz,
Bailey,	Hardeman,	Mizell,
Barrett,	Hames,	Moore of Clarke,
Barton,	Harkness,	Mott,
Batts,	Harris of Dougherty,	Neal,
Brasswell,	Harper,	Owens,
Chapman,	Harrison,	Phillips,
Christie,	Hines,	Pittard,
Clarke,	Holden,	Powell,
Coleman,	Holliday,	Pruett,
Cureton,	Hughes,	Schley,
Darden,	Irwin,	Sherman,
Davis,	Johnson,	Sprayberry,
DeLamar,	Jones,	Taylor,
Everett,	Kenan,	Terrell,
Fannin,	Kimbrough of Stew-	Tomlinson,
Fortner,	art,	Walker of Clarke,
Frederick,	Lazenby,	White,
Fuller,	Lee,	Wilkes,
Gilbert,	McLean,	Wimberly,
Glass,	McWhorter,	Young.
Gordon,	Merchison,	
Griffith,	Milledge,	

Those voting in the negative are Messrs :

Bigham,	Hardy,	Pickett,
Black,	Hays,	Price,
Bogges,	Hillyer,	Roberts of Cherokee,
Cannon,	Howard,	Sheffield,
Conley,	Julian,	Shelton,
Cook,	Kirby,	Smith of Coweta,
Crittenden,	Lewis of Hancock,	Smith of Towns,
Duncan,	Luffman,	Strickland,
Embry,	Marshall,	Taliaferro,
Fain of Fannin,	Mattox,	Wall,

Fain of Union,	McAfee,	Webster,
Fincannon,	McConnell,	Westmoreland,
Gay,	McEver,	Wood,
Graham,	Moore of Glynn,	Worley,
Hall,	Myers,	Wright.

So the call was seconded.

The report was agreed to. The bill was read the third time, and on the question of its passage the yeas and nays were required to be recorded.

There are yeas 64, nays 50.

Those who voted in the affirmative are Messrs :

Bailey,	Harper,	Mintz,
Barton,	Harrison,	Mizell,
Batts,	Hines,	Moore of Clarke,
Braswell,	Holden,	Mott,
Chapman,	Holiday,	Myers,
Christie,	Holmes,	Neal,
Clarke,	Hughes,	Owens,
Cook,	Irwin,	Phillips,
Cureton,	Johnson,	Pittard,
Darden,	Jones,	Powell,
DeLamar,	Julian,	Pruett,
Everett,	Kenan,	Schley,
Frederick,	Kimbrough of Stew-	Sprayberry,
Fuller,	art,	Taylor,
Gilbert,	Lazenby,	Terrell,
Gordon,	Lee,	Tomlinson,
Griffith,	Mattox,	Walker of Clarke,
Grovensteine,	McLean,	Westmoreland,
Hardeman,	McMillian,	White,
Hames,	McWhorter,	Wilkes,
Harkness,	Merchison,	Wimberly.
Harris of Dougherty	Milledge,	

Those who voted in the negative are Messrs :

Awtry,	Glass,	Pickett,
Barrett,	Graham,	Price,
Bigham,	Hall,	Roberts of Cherokee,
Black,	Hardy,	Sheffield,
Bogges,	Harris of Cobb,	Shelton,
Cannon,	Hays,	Sherman,
Coleman,	Hillyer,	Smith of Coweta,
Conley,	Howard,	Smith of Towns,
Crittenden,	Kirby,	Strickland
Davis,	Lewis of Hancock,	Taliaferro,
Duncan,	Luffman,	Wall,
Embry,	Marshall,	Webster,
Fain of Fannin,	McAfee,	Wood,

Fain of Union,	McCants,	Worley,
Fincannon,	McConnell,	Wright,
Fortner,	McEver,	Young.
Gay,	Moore of Glynn,	

So the bill was passed.

The House adjourned until 6½ o'clock, p. m.

SIX AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

The House took up the report of the committee on the bill of the Senate to be entitled an act to simplify proceedings in bail cases, and for other purposes therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the Senate amendments to the bill of the House, relative to the Lunatic Asylum, and concurred in the same.

The House took up the report of the committee on the bill of the Senate, to be entitled an act to repeal an act passed in 1853 and 1854, to establish and make uniform the rates of ferriage, and regulate ferries, and to make penal any violation of the same, so far as relates to the counties of Decatur and Camden, in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to be entitled an act to extend the provisions of an act approved March 4th, 1856, entitled an act authorizing the issuing of attachments and garnishments, and to regulate the proceedings in the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize Levi Hollinsworth, Samuel D. Echols, their heirs and assigns, to erect and keep up a dam across Chattahoochee river on their own land.

The report was agreed to, the bill was read the third time and passed.

The bill of the Senate to collect interest on open accounts, was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to amend the act approved December 7th, 1823, and the act approved December 22d, 1829, to prevent the obstructions to the passage of fish

in the Ocmulgee river and its branches, and to extend the provisions of the same to the Altamaha, Oconee, Ocklocknee and Little rivers. The same was amended.

The report as amended, was agreed to; the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate, to be entitled an act for the relief of securities, endorsers and guarantors in certain cases therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to be entitled an act to amend the 46th section of the attachment laws, assented to on the 4th day of March, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize attachments to issue in cases sounding in damages.

The report was agreed to, the bill was read the third time and passed.

The bill of the Senate to amend the tax laws of this State so as more effectually to secure the return of tax payers to the Receiver of Tax Returns in each Captain's district in this State, was indefinitely postponed.

The bill to make uniform the criminal practice in the various Judicial Circuits in this State, was also indefinitely postponed.

The following message was received from the Governor Mr. McComb, his Secretary:

Mr. Speaker.—The Governor has signed the following act:

An act to appoint an additional commissioner for the Greene and Pulaski Monument Fund.

I am also directed by his Excellency to lay before this branch of the General Assembly a communication in writing.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has concurred in the amendments of the House to the following bills of the Senate:

A bill to be entitled an act to incorporate the Richmond Gas Light Company, of Augusta Georgia, and other gas light companies, and to confer certain privileges on the same.

Also a bill additional to the acts relating to Glynn County Academy.

Also a bill to endow Atlanta Medical College.

Also a bill to make valid certain records, and for other purposes.

Also a bill to be entitled an act to change the times of holding the Superior Courts in the county of Miller.

The Senate has passed the following bill of the House of Representatives, to amend the several acts of the State Lunatic Asylum, and to appropriate money for the same, &c.

Also a bill to be entitled an act to compensate Richard L. Hunter for the survey of the Okefenokee swamp.

The following bills of the Senate were read the first time, to-wit:

A bill to be entitled an act incorporating the Houston Flour Exporting and Banking Company, and conferring certain powers and privileges on the same.

A bill to be entitled an act to amend an act entitled an act to point out the mode of ascertaining the relief and support to which widows and orphans are entitled out of the estates of their deceased husbands and parents, in cases where letters testamentary or administration shall hereafter be granted, and for other purposes, approved February 19th, 1856, so as to allow an appeal from the appraisers, and the judgment of the Ordinary therein, as in other cases.

A bill to be entitled an act to authorize suits to be brought upon constable's bonds without an order of Court.

A bill to be entitled an act to authorize the Inferior Court of the county of Terrell, to issue bonds, borrow money for the purpose therein mentioned, and for other purposes.

A bill to be entitled an act to amend the claim laws of this State, as to Superior and Inferior Courts.

A bill to be entitled an act to prescribe the mode of proving entries on books of the Receivers of Tax Returns of this State.

A bill to be entitled an act to incorporate the Marietta Paper Mill Company, and for other purposes.

A bill to be entitled an act for the protection of rice planters and rice sellers, within the State of Georgia, and for other purposes.

A bill to be entitled an act to allow parties in Justices Courts, to prove open accounts, when the same does not exceed fifty dollars.

A bill to be entitled an act relative to the appointment of a Public Administrator and Guardian, defining his duties, &c.

A bill to be entitled an act to incorporate an insurance company to be called the Merchant's and Mechanic's Mutual Insurance Company of the city of Macon.

A bill to be entitled an act to amend the attachment laws of this State.

A bill to be entitled an act to amend an act entitled an act to authorize Judges of the Superior Courts of this State to appoint receivers during vacation, and for other purposes, approved March 4th, 1856.

A bill to be entitled an act to alter and amend an act en-

titled an act to provide for the speedy trial of certain cases in Courts of law and Equity in this State, and for other purposes connected therewith, approved March 6th, 1856, and for other purposes therein mentioned.

A bill to be entitled an act compulsory upon the several railroads of this State, to give checks for trunks and baggage in separate pieces when required, at any of the stations of said road, and to the points of destination of the passenger, under certain penalties.

A bill to be entitled an act authorizing Joseph Took, executor of Andrew J. Coalson, late of Houston county, to purchase the interest of said Andrew J. Coalson, in his estate.

A bill to be entitled an act to extend the time of the operation of an act entitled an act to authorize bills of sale to be proven, recorded and admitted in evidence in certain cases therein specified, approved March 4th, 1856.

A bill to be entitled an act to authorize the Inferior Courts of this State to establish, abolish or change the election precinct or precincts, as have heretofore been established by said Inferior Courts.

A bill to be entitled an act to provide for the perfecting of titles to land, where parties die and have bonds out for titles.

A bill to be entitled an act to amend the attachment and garnishment laws of this State, and for other purposes.

A bill to be entitled an act to exempt certain persons from militia and jury duty.

A bill to be entitled an act in relation to payment of witnesses fees in criminal cases in this State, and for other purposes.

A bill to be entitled an act to relieve iron masters in Cass county from paying tax on pig iron, the product of their furnaces.

A bill to be entitled an act to repeal the 12th section of an act to alter, change and amend an act entitled an act to incorporate the town of Decatur in the county of DeKalb, assented to December 10th, 1823, approved 3d of March, 1856.

A bill to be entitled an act for the relief of certain persons and banks herein named.

A bill to be entitled an act to extend the provisions of an act assented to February 21st, 1850, and appoint commissioners to carry out the same.

A bill to be entitled an act for the relief of William C. Holliday of the county of Fayette.

A bill to be entitled an act to alter and amend an act assented to the 25th day of February, 1856.

A bill to be entitled an act to define and establish the fees of Ordinaries, Clerks of the Superior and Inferior Courts, Sheriffs, Jailors, Justices of the Peace and Constables of this State, and for other purposes.

A bill to be entitled an act to prevent the mode of procedure in cases of suits at law or in equity in the Courts of this State, by the legal representatives of decedents of other estates at the time of their death.

A bill to be entitled an act to authorize the appointment of an inspector of liquors, wines and spirits, and for other purposes.

A bill to be entitled an act to incorporate a railroad company to be called the Bainbridge and Northern Railroad Company, and to amend an act to incorporate the St. Mary's Railroad Company, approved March 3d, 1856, and for other purposes.

A bill to be entitled an act to regulate the duties of the Judges in certain cases, and to provide for the trial of the same.

A bill to be entitled an act to incorporate the LaGrange and Troup Factory Railroad, and for other purposes therein named.

A bill to be entitled an act to amend an act now in force, regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide the mode of collecting the same, approved January 22d, 1852, so far as relates to the county of Bibb.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act for the relief of Sarah Grover of the county of Bryan.

Also a bill to be entitled an act to exempt Thomas H. Kilgo, from all road, patrol, and Military duties, and for other purposes.

Also a bill to be entitled an act to amend an act entitled an act to regulate the rate of Tavern license in this State, approved 15th December, 1809, so far as relates to the county of Stewart.

Also a bill to be entitled an act for the relief of Reuben S. Williams, of Baker county.

Also a bill to be entitled an act to regulate the retail of spirituous liquors in Hancock county.

Also a bill to be entitled an act to repeal so much of an act entitled an act to organize and establish a criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, approved March 5th, 1856, as relates to the cities of Columbus, and Rome.

Also a bill to be entitled an act for the relief and protection of certain persons therein named.

Also a bill to be entitled an act to authorize the Justices of the Inferior Court of Butts county to levy an extra tax for

the purpose of building a new jail or repairing the old one in said county.

Also a bill to be entitled an act for the relief of Peter H. Coffee, administrator of Mark Wilcox, deceased, Calvin Quin, Henry J. Campbell, Woodson Wilcox, William Brewer, administrator of Archibald Brewer, deceased, and Christopher C. Smith, security of Abraham F. Powell, late Tax Collector of Telfair county, and to appropriate money for the same.

Also a bill to be entitled an act to incorporate the Fulton Mining Smelting and Manufacturing Company.

Also a bill to be entitled an act for the relief of Joel P. Cline.

Also a bill to be entitled an act to authorize the Justices of the Inferior Court of Union county to levy an extra tax upon certain conditions therein specified, and for other purposes therein mentioned.

Also a bill to be entitled an act to authorize Tullulah Ellen Butts, to pay the balance of the purchase money due on lots number twenty-seven, and forty eight in the tenth district and first section of Ware county, and receive grants therefor, upon paying the grant fees.

Also a bill to be entitled an act to establish and define the line dividing the counties of Berrien and Colquitt, and Berrien and Lowndes, so far as regards the South-west corner of said county.

The bill of the Senate to authorize endorsers on promissory notes, and other instruments which shall be given for the purpose of negotiation or intended to be negotiated at any chartered bank, or which may be deposited in any chartered bank for collection, to be sued in the same action with the principal or maker, was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to repeal so much of the eighth section of an act approved December 14th, 1811, requiring the commanding officers in each Captain's District, to act in conjunction with Justices of the Peace thereof, in drawing Jurors.

The report was agreed to. The bill was read third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to enable executors, executrix, administrators, and administratrix, or guardians, to resign their trusts under certain circumstances.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to be entitled an act to alter and amend so much of the Judiciary act of 1799, as requires the representatives of deceased plaintiffs to be made parties by scire facias.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to point out the mode and manner of obtaining judgments on declarations in cases of attachments in the Superior and Inferior Courts of this State, and to give said judgments lien as in cases at common law.

The report was agreed to, the bill was read the third time and passed.

The following bills of the Senate were indefinitely postponed, viz :

A bill to repeal the third section of an act entitled an act to amend an act to carry into effect the 9th section of the 3d article of the constitution, approved December 5th, 1806.

A bill to amend the claim laws of this State, as to the affidavit to be interposed by the claimant.

A bill to repeal an act approved February 26th, 1856, entitled an act in relation to allowing Tax Collectors an insolvent list, &c ; and

A bill to alter and amend the 2d section of an act to alter and amend so much of the Judiciary of 1799, as respects claims of property in the Superior and Inferior Courts of this State.

The House took up the report of the committee on the bill of the Senate to be entitled an act to incorporate the Macon Insurance and Trust Company, in the city of Macon.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has passed the following bills of the House of Representatives with an amendment.

A bill to be entitled an act to amend an act to incorporate a bank in the city of Columbus, to be called the bank of Columbus, and for other purposes therein named, so far as relates to the bank of Cuthbert.

The rules were suspended and the House took up the report of the committee on the reconsidered bill of the House, to lay off and organize a new county from the county of Habersham.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the Senate amendments to the bill of the House to amend the act incorporating a bank in the city of Columbus, and for other purposes, so far as the same relates to the bank of Cuthbert.

The same were concurred in.

The House took up the report of the committee on the bill of the Senate to be entitled an act to add additional managers

to the Fort Gaines Academy Lottery, to amend the charter thereof, and for other purposes therein mentioned. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The following bills of the Senate were read the second time and committed for the third reading, viz :

A bill to be entitled an act to repeal an act approved February 20th, 1854, entitled an act to amend the patrol laws of this State, so far as relates to the county of Ware.

A bill to be entitled an act to incorporate the Savannah Flour Exporting Mill Company.

A bill to be entitled an act for the relief of Calvin J. Crawford, and Henry Ivey.

A bill to be entitled an act to change the county lines between the counties of Columbia, and Richmond, and to change certain residents.

A bill to be entitled an act to lay out and construct a turnpike road of suitable width and grade, commencing at or near Sandy Ford, on the Chattooga River, and running the most practicable rout to Clayton in Rabun county.

A bill to be entitled an act for the relief of James Hamby, of Walker county.

A bill to be entitled an act for the relief of the citizens of the 995th, and 994th, District Georgia Militia, in this State.

A bill to be entitled an act amendatory of an act entitled an act to incorporate Ocmulgee Mills.

A bill to be entitled an act to empower the Judge of the Superior Court of the Western Circuit, to hold the Spring term of the Superior Court, for Gwinnett county, two weeks in certain cases, and change the time of holding the Spring term of said Court.

A bill to be entitled an act to amend the patrol laws of this State, approved February 20th, 1854, so far as it relates to the county of Franklin.

A bill to be entitled an act to change the lines between the counties of Irwin and Coffee, and for other purposes.

A bill to be entitled an act to change the time of holding the Inferior Court of the county of Pickens, and for other purposes.

A bill to be entitled an act to lay out and organize a new county from the counties of Lowndes and Thomas, and for other purposes.

A bill to be entitled an act for the relief of Drewry Boatright, and to relieve him from certain disabilities.

A bill to be entitled an act to compensate Grand and Petit Jurors of the county of Paulding, and the Petit Jurors of the county of Heard.

A bill to be entitled an act to change the county lines

between the counties of Pike and Upson, and other counties therein named.

A bill to be entitled an act for the relief of Wm. H. Hinton, a minor, of the county of Merriwether, and Wm. H. Whatley, of the county of Pike.

A bill to be entitled an act to charter the Atlanta Insurance Company, and confer certain rights, powers and privileges.

A bill to be entitled an act to authorize His Excellency the Governor of this State to loan the Bowden Collegiate Institute, of Carroll county, 100 stands of arms and 100 light cavalry swords, upon the Trustees of said Institute depositing in the Executive office an approved bond for their return on demand.

A bill to be entitled an act to incorporate the Executive Committee of the Washington Institute of the State of Georgia.

A bill to be entitled an act to incorporate the Pascoe Mining Company of Georgia, the Allatoona Mining Company of Georgia, and the Bell Mining Company of Georgia.

A bill to be entitled an act for the relief of Sarah Anderson, of the county of Telfair.

A bill to be entitled an act to change the line between the Randolph and Clay counties.

A bill to be entitled an act for the relief of Mrs. Jincy Pace, wife of John Pace, of the county of Heard.

A bill to be entitled an act for the relief of Miriam Sorling, Jetta Brown, and others.

A bill to be entitled an act to change the line between the counties of Pickens and Dawson, and for other purposes therein mentioned.

A bill to be entitled an act for the relief of George W. Newman, and for other purposes.

A bill to be entitled an act to alter and amend the practice in Courts of Equity in this State, and to speed causes therein, and prevent delays of justice.

A bill to be entitled an act to authorize the Ordinary of Upson county to grant letters of administration on the undivided estate of Allen McWalker, late of said county, deceased, on certain conditions.

A bill to be entitled an act to authorize the County Treasurer of Murray county to pay Alexander Martin, of Murray county, out of the county funds certain claims therein specified for the years 1852 and 1853.

A bill to be entitled an act to amend an act incorporating the Commercial Bank of Brunswick, approved March 5th, 1856.

A bill to be entitled an act to change and make certain the line between the counties of Irwin and Coffee.

A bill to be entitled an act to incorporate the Bowden Col-

legiate Institute and to appoint trustees for the same, and to confer certain privileges.

A bill to be entitled an act to alter and amend the several acts in relation to itinerant traders and to prescribe the mode of obtaining license, so far as relates to the county of Worth.

A bill to be entitled an act to authorize the Governor to appoint some fit and proper person to run out the line between the 7th district of Baker and the 3d district of Calhoun county.

A bill to be entitled an act to incorporate Hannah Moore Female Collegiate Institute, located in Decatur, Georgia, and to confer powers on the same.

A bill to be entitled an act for the relief of Rufus Rabun and Joseph B. Ellis.

A bill to be entitled an act to incorporate the Georgia Equitable Insurance Company.

A bill to be entitled an act to amend an act incorporating the town of Fort Valley, in Houston county.

A bill to be entitled an act for the relief of Mary E. E. Rice, and to constitute her a free dealer.

A bill to be entitled an act to change the time of holding the October Term of the Court of Ordinary of Tattnall county.

A bill to be entitled an act for the better regulation of the town of Elberton.

A bill to be entitled an act to explain and amend an act passed the 5th March, 1856, in relation to public records, &c.

A bill to be entitled an act to lay out and form a new county out of the counties of Marion and Sumter, and organize the same.

A bill to be entitled an act for the protection of the pilots of the port of St. Marys within this State.

A bill to be entitled an act to incorporate the Fort Valley and Atlantic Railroad Company, and to punish persons for violating the provisions of the same.

A bill to be entitled an act to grant certain privileges and powers to the Griffin Light Guard, in the city of Griffin, Spaulding county, and to other companies herein named.

A bill to be entitled an act to incorporate the town of Vienna in the county of Dooley, and to appoint commissioners for the same, and to confer certain powers and privileges on said commissioners.

A bill to be entitled an act to repeal an act to amend the patrol laws of this State, so far as relates to the counties of Walton, Montgomery and Bryan.

A bill to be entitled an act to lay out and organize a new county from the counties of Stewart and Randolph, and for other purposes.

A bill to be entitled an act to incorporate the Georgia Insurance Company.

A bill to be entitled an act to make it penal to cut and haul off timber from lands in Telfair county without the consent of the owner, agent, or tenant in possession.

A bill to be entitled an act to change the time of holding the Superior and Inferior Courts in the counties herein named.

A bill to be entitled an act to amend the road laws of this State as to the county of Bibb.

A bill to be entitled an act to incorporate the town of Thomaston, in the county of Upson, and to appoint commissioners for the same, and to confer certain powers upon said commissioners.

A bill to be entitled an act to prevent the sale of ardent spirits on days of general elections at a certain precinct in Richmond county.

A bill to be entitled an act to punish all owners and guardians of free persons of color, in the county of Warren, for said owners and guardians allowing said slaves and free persons of color to live alone, and to prevent the same.

A bill to be entitled an act to regulate the collection of jury fees in the Superior and Inferior Courts of the county of Campbell.

A bill to be entitled an act to extend and define the corporate limits of the town of Dallas, in the county of Paulding, to provide for the election of Intendent and commissioners for the same, to define their powers, and for other purposes therein named.

A bill to be entitled an act to incorporate the town of Irwinville, in the county of Irwin, and to confer upon the citizens of said town the privilege of electing town commissioners with certain powers.

A bill to be entitled an act to change the county line of Marion and Taylor, and the county line of Coweta and Heard.

A bill to be entitled an act to provide for the election of a County Treasurer for Miller county.

A bill to be entitled an act to incorporate the Nacoochee Hydraulic Mining Company.

A bill to be entitled an act to change the lines between the counties of Cobb and Paulding, so as to include the lot whereon John H. Miller now lives, in Cobb county.

A bill to be entitled an act to prevent the killing of female deer in the county of Glynn, at certain periods of the year.

A bill to be entitled an act to amend the charter of the city of Atlanta, &c.

A bill to be entitled an act to incorporate the South Georgia and Florida Railroad Company.

A bill to be entitled an act to authorize the Sheriff of Rabun county to sell lot of land No. 10 in the second district

of said county, and pay the money over to the commissioners of the poor school fund, and for other purposes.

A bill to be entitled an act to incorporate the Clayton Mining Company.

A bill to be entitled an act to incorporate the town of Preston in Webster county, and appoint commissioners for the same, and for other purposes therein named.

A bill to be entitled an act to define, lay out and run a part of the western line of Taylor county, appoint commissioners, and pay said commissioners for running said line.

A bill to be entitled an act to incorporate the Satilla Canal Company, the St. Mary's Canal Company, and the Turtle River and Altamaha Canal Company and to grant certain privileges therein named.

A bill to be entitled an act to incorporate the town of Dawson in the county of Terrell, and to provide for the election of President, Councilmen and Marshal for the same, &c.

A bill to be entitled an act to incorporate a volunteer corps of infantry in the town of Bainbridge, county of Decatur, and to confer upon it certain privileges.

A bill to be entitled an act to arrange and fix the times of holding the Superior Courts in the several counties of the Blue Ridge Circuit, and the county of Twiggs in the Macon Circuit, and the Supreme Court for the third Judicial District.

A bill to be entitled an act to amend an act to incorporate the Spring Place Mining Company, passed 17th February, 1854.

A bill to be entitled an act to authorize the Justices of the Peace of the 1154th district, G. M., of Terrell county to hold their courts for two days in each month.

A bill to be entitled an act to extend the corporate limits of the town of Marshallville, Macon county.

The House took up the report of the committee on the bill of the Senate to be entitled an act to incorporate a bank in the city of Atlanta, to be called the Bank of Atlanta.

The same was laid on the table for the present.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize the commissioners of pilotage for the port of Darien to commission Francis Cardone, a free man of color, as a pilot for said port.

The report was agreed to, the bill was read the third time and passed.

Leave of absence was granted Mr. Moughon, on account of illness of his family.

The Senate bill to be entitled an act to incorporate Ocoee Lodge No. 201, of Free and Accepted Masons, of the town of Morganton, and the Traveller's Rest Lodge No. 65, of Free and Accepted Masons.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill, be entitled an act to incorporate the Carroll Mining Company, the Waldroupe Mining Company, the Hill Mining company, and the Wickham Mining Company.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed as amended.

Mr. Smith of Towns offered a resolution constituting the two branches of the General Assembly on the State of the Republic a Joint Committee.

The same was read and agreed to, when the House adjourned until 9½ o'clock, a. m., Monday.

MONDAY, DECEMBER 21st, 1857.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Graham, Myers and Duncan, on account of indispensable business.

On motion of Mr. Neal, so much of the Journal of Saturday as relates to the rejection of the bill to incorporate a bank in the town of Cartersville to be called the Bank of Cartersville, was reconsidered.

Mr. Hall moved to reconsider so much of the Journal of Saturday as relates to the passage of the bill of the Senate to be entitled an act to provide against the forfeiture of the several bank charters in this State, on account of non-specie payment for a given time, and for other purposes therein named.

Upon this question, Mr. Smith of Towns required the yeas and nays to be recorded.

There are, yeas 79, nays 31.

Those who voted in the affirmative are Messrs :

Awtry,	Graham,	Moore of Glynn,
Barrett,	Hall,	Pickett,
Black,	Hays,	Powell,
Boggess,	Hillyer,	Roberts of Cherokee,
Brassell,	Howard,	Sheffield,
Coleman,	Kirby,	Smith of Coweta,
Cook,	Lewis of Hancock,	Smith of Towns,
Fain of Fannin,	Luffinau,	Taliaferro,
Fain of Union,	McAfee,	Wood,
Fortner,	McCants,	Wright,
Gay,	McEver,	Young.

Those who voted in the negative are Messrs :

Barton,	Grovensteine,	McWhorter,
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Batts,	Hardeman,	Merchison,
Bell,	Hames,	Milledge,
Bigham,	Harkness,	Mintz,
Brantley,	Harris of Dougherty,	Moore of Clarke,
Braswell,	Harper,	Mott,
Causey,	Harrison,	Myers,
Christy,	Hines,	Owens,
Clarke,	Holden,	Phillips,
Crittenden,	Holliday,	Pittard,
Cureton,	Holmes,	Pruett,
Darden,	Hughes,	Schley,
Davis,	Irwin,	Shelton,
DeLamar,	Johnson,	Sherman,
Embry,	Jones,	Sprayberry,
Everett,	Kenan,	Strange,
Fannin,	Kimbrough of Stew-	Taylor,
Faulk,	art,	Terrell,
Fincannon,	Kitchens,	Walker of Clarke,
Frederick,	Lane,	Westmoreland,
Fuller,	Lazenby,	White,
Gilbert,	Lee,	Wilkes,
Glass,	Mattox,	Willis,
Gordon,	McConnell,	Wimberly.
Griffith,	McMillian,	

So the motion did not prevail.

On motion of Mr. Worley, so much of the Journal of Saturday as relates to the rejection of the Senate bill to repeal the act allowing Tax Collectors an insolvent list by the Grand Juries, &c., was reconsidered.

Mr. Westmoreland moved to reconsider the bill in relation to the appointment of additional commissioners of the Fort Gaines Academy Lottery.

The motion did not prevail.

The House took up the report of the committee on the bill of the Senate to repeal an act approved February 26th, 1856, entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Juries of the several counties of this State, and to amend the various laws for the collection of taxes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate a bank in the city of Atlanta, to be called the Bank of Atlanta.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed as amended.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has concurred in the amendment of the House of Representatives to the bill of the Senate, to be entitled an act to amend the act approved December 7th, 1823, and the act approved December 22d, 1829, to prevent obstructions to the passage of fish in the Ocmulgee river and its branches, and to extend the provisions of the same to the Altamaha, Oconee, Oclockney and Little Rivers.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bills of the House of Representatives:

A bill to be entitled an act to amend an act entitled an act incorporating the town of Thomasville.

Also a bill to be entitled an act to incorporate the Rome Mutual Insurance Company of Rome, Georgia, and for other purposes.

Also a bill to be entitled an act to incorporate a bank in the town of Thomaston, to be called the bank of Upson.

Also a bill to be entitled an act to prohibit persons in the county of Emmanuel from poisoning the water courses in said county, and for other purposes therein mentioned.

Also a bill to be entitled an act for the relief of Henry P. Hoff, of the county of Oglethorpe.

Also a bill to be entitled an act for the relief of Eli Dellenger and Elizabeth Smith, of the county of Union.

Also a bill to be entitled an act to authorize the connection of the Muscogee Railroad with the Opelika Branch Railroad, and the Mobile and Girard Railroad, at Columbus.

Also a bill to be entitled an act to incorporate the Putnam Rifles, to grant them certain powers, and exempt them from the duties therein named.

Also a bill to be entitled an act to repeal an act approved March 5th, 1856, to allow the Clerks of the Superior and Inferior Courts of Ware county to hold their offices at their residence.

Mr. ———, from the Committee on Enrollment reports as duly enrolled and ready for the signature of the Speaker, the following acts, viz:

An act to appropriate money for the support of the government for the political year 1858, and for other purposes therein mentioned.

Also an act to authorize the building, opening and constructing a railroad from some point in the county of Rabun, at or near the town of Clayton, connecting with the Northeastern Railroad, or any other railroad that may be built through said county, running down the valley of the Little Hightower, in the county of Towns, through the counties of Union, and Fannin, to the Tennessee or North Carolina line, in the direction of the "Ducktown Copper

Mines," and to grant corporate powers and privileges to the same, and for other purposes therein mentioned.

Also an act additional to the former acts relating to Glynn county Academy.

Also an act to endow the Atlanta Medical College.

Also an act to provide for the compensation of Richard L. Hunter for his service in making a survey of the Okefenokee Swamp.

Also an act for the better preservation of the interests of certain classes of the citizens of this State, by adopting and making valid certain records, and for other purposes.

Also an act for the relief of Sarah Groover, of the county of Bryan.

Also an act for the relief of Reuben S. Williams, of Baker county.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Drewry Boatright.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of Wm. H. Hinton and Wm. H. Whatley.

The same was indefinitely postponed.

The bill of the Senate to change the lines between the counties of Tattull and Montgomery, and for other purposes, was indefinitely postponed.

Also, a bill of the Senate to compensate the Grand and Petit Jurors of the county of Paulding, &c.

The House took up the report of the committee on the bill of the Senate to incorporate the Clayton Mining Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the relief of Rufus Rabun and Joseph B. Ellis.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Hannah Moore Female Institute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Governor to appoint a proper person to run out the line between the 7th district of Baker and the 3d district of Calhoun county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Bowden Collegiate Institute, to appoint trustees for the same, and to confer certain privileges.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to alter and amend the several acts in relation to itinerant traders, &c.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has passed the following bill of the House of Representatives :

A bill to purchase the Georgia Military Institute, and for other purposes.

The Senate also concurred in the resolution of the House for the purchase of Hines' Form Book.

Mr. Hardeman from the Committee on Enrollment reports as duly enrolled and ready for the signature of the Speaker of the House the following acts, viz :

An act to alter and amend the several acts heretofore passed for the establishment of the State Lunatic Asylum, designation of individuals subject to be committed, forms of commitment, &c., and also to appropriate money for the completion of improvements in progress at the Asylum, and for other purposes.

Also an act to establish and define the line dividing the counties of Berrien and Colquitt, and Berrien and Lowndes, so far as regards the southwest corner of said county of Berrien.

Also an act to authorize the Justices of the Inferior Court of Butts county to assess an extra tax.

Also an act for the relief and protection of certain persons therein named.

Also an act to repeal so much of an act entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, approved March 5th, 1856, as relates to the cities of Columbus and Rome.

Also an act to exempt Thomas H. Kilgo from all road, patrol and Military duties, and for other purposes therein mentioned.

Also an act for the relief of Peter H. Coffee, administrator of Mark Wilcox, deceased, Calvin Quin, Henry J. Campbell, Woodson Wilcox, William Brewer, administrator of Archibald Brewer, deceased, and Christopher C. Smith, securities of Abraham F. Powell, late Tax Collector of Telfair county, and to appropriate money for the same.

Also an act for the relief of Joel P. Cline.

Also an act to amend an act entitled an act to regulate the rate of tavern license in this State, approved 15th December, 1809, so far as relates to the county of Stewart.

Also an act to be entitled an act to regulate the retail of spirituous liquors in Hancock county.

Also an act to amend an act entitled an act to incorporate a bank in the city of Columbus, to be called the Bank of Columbus, and for other purposes therein named, approved 4th March, 1856, so far as relates to the Bank of Cuthbert.

The House took up the bill of the Senate for the relief of Mary E. E. Rice, and laid the same on the table for the balance of the session.

The House took up the report of the committee on the Senate bill to repeal an act amendatory of the patrol laws of this State, so far as relates to the counties of Walton, Montgomery and Bryan.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act for the better regulation of the town of Elberton.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to make it penal to cut and haul off timber from lands in Telfair county without the consent of the owner, agent or tenant in possession. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to prevent the sale of ardent spirits on days of general elections at a certain precinct in Richmond county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the time of holding the October term of the Court of Ordinary of Tatnall county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Georgia Insurance Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to regulate the collection of jury fees in the Superior and Inferior Courts of the county of Campbell.

The House took up the report of the committee on the bill

of the Senate to change the times of holding the Superior and Inferior Courts of the counties therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act incorporating the town of Fort Valley, in Houston county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the lines between the counties of Marion and Taylor, and Coweta and Heard.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Preston, in Webster county, to appoint commissioners for the same, and for other purposes. The same was amended.

The report was agreed to as amended, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to charter the Atlanta Insurance Company, and confer certain rights, powers and privileges on the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Georgia Equitable Insurance Company.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has concurred in the amendments of the House to the following bills of the Senate:

A bill to be entitled an act to incorporate the Macon Insurance and Trust Company, in the city of Macon.

Also a bill to be entitled an act for the relief of John W. Spain.

Also a bill to be entitled an act to add additional managers to the Fort Gaines Academy Lottery, to amend the charter thereof, and for other purposes therein mentioned.

Also a bill to be entitled an act authorizing the Justices of the Inferior Court of Clay county to lay off the county of Clay into school districts.

Also a bill to be entitled an act to alter and amend the charter of the city of Macon.

Also a bill to be entitled an act to incorporate the Carroll Mining Company, the Waldroupe Mining Company, the Hill Mining Company, and the Wickham Mining Company.

The Senate has also agreed to the following resolution:

A resolution requesting our Senators and Representatives in Congress to use their influence to increase the mail service from Smithville to Cuthbert, and from Fort Gaines to Eufaula.

The Senate has also concurred in a resolution of the House in reference to the work of William M. Reese, with an amendment.

The bill of the Senate for the relief of Mrs. Jincey Pace, wife of John Pace, of the county of Heard, was indefinitely postponed.

The House took up the Senate amendments to the resolution relative to the work of Wm. M. Reese, and concurred in the same.

The House also agreed to the Senate resolution relative to authorizing the Governor to employ a competent artist for the purpose of painting full length portraits of Governor John Clarke and Governor George M. Troup, &c.

The House took up the report of the committee on the bill of the Senate to incorporate a Turnpike Road Company, for the purpose of constructing a road from Sandy Ford, on the Chattooga River, to Clayton in Rabun county. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to repeal an act approved February 20th, 1854, entitled an act to amend the patrol laws of this State, so far as relates to the county of Ware.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the lines between the counties of Columbia and Richmond, and for other purposes. The same was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate amendatory of an act entitled an act to incorporate the Ocmulgee Mills.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the time of holding the Inferior Court of the county of Pickens, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the relief of James Hamby, of Walker county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Satilla Canal Company, the St. Mary's Canal Company, and the Turtle River and Alia-

maha Canal Company, and to grant certain privileges therein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Savannah Flour Exporting Mill Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the relief of Calvin J. Crawford and Henry Ivey.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to punish owners of slaves and guardians of free persons of color, in the county of Warren, for said owners and guardians allowing said slaves or free persons of color to live alone, and to prevent the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize his Excellency the Governor of this State to loan the Bowden Collegiate Institute of Carroll county, one hundred stand of arms and light cavalry swords, on certain conditions.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act incorporating the Commercial Bank of Brunswick, approved March 5th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the lines between the counties of Cobb and Paulding, so as to include the lot whereon John H. Miller now lives, in Cobb county. The same was amended.

The report as amended was agreed to, the bill was read the third time and passed with the amendment.

The House took up the report of the committee on the bill of the Senate to empower the Judge of the Superior Courts of the Western Circuit to hold the Spring Term of the Superior Court for Gwinnett county, two weeks, in certain cases, and to change the time of holding the Spring Term of said Court.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change and make certain the line between the counties of Irwin and coffee.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act for the relief of the citizens of the 995th and 994th districts Georgia Militia, in this State

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker:—The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act to add an additional section to the tenth division of the Penal Code, and for other purposes.

Also a bill to be entitled an act to prevent persons who are non-residents of this State from hunting, ducking and fishing within the limits of the State of Georgia.

Also a bill to be entitled an act to amend the act of the 11th of December, 1841, exempting from levy and sale certain property therein mentioned.

Also a bill to be entitled an act to amend an act assented to December 30th, 1847, entitled an act to abolish the allowance of tare or gross weight on bales of unmanufactured cotton.

Also a bill to be entitled an act to authorize foremen of grand juries to swear witnesses.

Also a bill to be entitled an act to amend an act entitled an act to allow executors, administrators and guardians to resign their trust on certain conditions.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Dawson, in the county of Terrell, and to provide for the election of President, Councilmen and Marshals for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend the patrol laws of this State, approved February 20th, 1854, so far as it relates to the county of Franklin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the relief of George W. Newman and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to alter and amend the practice in Courts of Equity in this State, and to speed causes therein and prevent delays of justice.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act for the relief of Augustus H. Kenan.

Also a bill to be entitled an act to amend an act, assented to February 17th, 1854, entitled an act to secure a preference to persons in possession, in applications for grants, under the laws appertaining to head rights.

Also a bill to be entitled an act to grant to the United States, certain territory within the limits of the city of Savannah.

Also a bill to be entitled an act to authorize the Justices of the Inferior Court of the several counties in this State, to discharge criminals or offenders against the laws, from jail in certain cases.

The House took up the report of the committee on the bill of the Senate, to change the line between the counties of Pickens and Dawson, and for other purposes.

The report was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, to prevent the killing of female deer in the county of Glynn, at certain periods of the year.

The report was agreed to, the bill was read the third time and passed.

The bill of the Senate to change the line between the counties of Randolph and Clay, and the bill for the relief of Miriam Sorling, Jetta Brown and others, were laid on the table for the balance of the session.

Mr. Smith of Towns, offered a resolution relative to Kansas and the President of the United States, for which, a substitute was offered by Mr. Smith of Coweta.

Mr. Hall moved to lay the original and substitute on the table for the present.

Upon this motion, Mr. Bigham required the yeas and nays to be recorded.

There are yeas 72, nays 30.

Those who voted in the affirmative, are Messrs :

Awtry,	Hall,	Merchison,
Barrett,	Hames,	Moore of Clarke,
Batts,	Harkness,	Moore of Glynn,
Black,	Harris of Cobb,	Neal,
Bogges,	Harrison,	Owens,
Brassell,	Hays,	Pickett,
Braswell,	Hillyer,	Pittard,
Cannon,	Hines,	Price,
Christy,	Holliday,	Roberts of Cherokee,

Coleman,	Holmes,	Schley,
Conley,	Hughes,	Sheffield,
Cook,	Irwin,	Shelton,
Crittenden,	Jones,	Smith of Coweta,
Embry,	Julian,	Sprayberry,
Everett,	Kenan,	Taliaferro,
Fain of Fannin,	Kimbrough of Stew-	Taylor,
Fain of Union,	art,	Terrell,
Faulk,	Lane,	Webster,
Fincannon,	Lee,	Westmoreland,
Gay,	Luffman,	Wilkes,
Gilbert,	Mattox,	Wood,
Gordon,	McCants,	Worley,
Griffith,	McConnell,	Wright,
Grovensteine,	McEver,	Young.

Those who voted in the negative are Messrs :

Barton,	Frederick,	McMillian,
Bell,	Fuller,	Milledge,
Bigham,	Glass,	Mintz,
Causey,	Hardeman,	Mott,
Clarke,	Holden,	Phillips,
Cureton,	Howard,	Sherman,
Darden,	Johnson,	Smith of Towns,
Davis,	Lazenby,	Walker of Clarke,
Duncan,	Lewis of Hancock,	White,
Fannin,	Little,	Wimberly,

So the motion prevailed, and the House adjourned until 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment, and took up the report of the committee on the bill of the Senate authorizing the Ordinary of Upson county, to grant letters of administration on the undivided estate of Allen McWalker, late of said county deceased, on certain conditions.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to extend and define the corporate limits of the town of Dallas, in the county of Paulding, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the county Treasurer of Murray

county to pay Alexander Martin, of Murray county, out of the county fund, certain claims therein specified, for the years 1852 and 1853.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the protection of the port of St. Marys within this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Thomaston in the county of Upson, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

An act to simplify the proceedings in bail cases, and for other purposes therein mentioned.

Also an act to repeal an act to compel owners of slaves on plantations and farms in Effingham county, to keep a white man on said plantations and farms, approved March 5th, 1856.

Also an act to repeal so much of the 8th section of an act approved December 14th, 1811, requiring the commanding officers in each Captain's district to act in conjunction with the Justices of the Peace thereof in drawing juries.

Also an act to authorize Levi Hollansworth and Samuel D. Echols, their heirs and assigns, to erect and keep up a dam across the Chattahoochee river on their own land.

Also an act to alter and amend an act entitled an act to authorize the Justices of the Inferior Court of the counties of Fannin, Telfair, Clinch and Walton, to lay off said counties into school districts, to appoint trustees for the same, and to provide for the election of treasurers for each of said districts, and for other purposes therein mentioned, approved March 6th, 1856.

Also an act for the relief of securities, endorsers and guarantors in certain cases therein mentioned.

Also an act to repeal an act entitled an act passed 1853 and '54, to establish and make uniform, the rates of ferriage, and to regulate ferries, and to make penal any violation of the same, so far as relates to the counties of Decatur and Camden, in this State, so far as relates to the county of Decatur.

Also an act to submit the question of the removal of the county site of Montgomery county to the legal voters of said county, and for carrying out the will of the majority.

Also an act for the protection of forest trees in the counties of Richmond and Cass, and to punish certain offences in violation thereof.

Also an act to authorize attachments to issue in cases sounding in damages.

Also an act to amend the 46th section of the attachment laws, assented to on the 4th day of March, 1856.

Also an act to authorize Benjamin C. Smith, of the county of Elbert, and John W. Cameron, of the county of Colquitt, to practice medicine in this State, and charge and collect the usual fees for the same.

Also an act for the relief of Alexander U. Morgan, of the county of Calhoun, and to legalize his intermarriage with Amanda Smith.

Also an act to make legal the sale of the Bainbridge Academy lot.

Also an act to legalize certain judgments of the Courts of Ordinary of this State, and to provide for the probate of wills in certain cases, and for other purposes.

Also an act to repeal an act, passed and approved March 4th, 1856, to employ a competent reporter of the daily proceedings of both branches of the General Assembly, and cause a copy of the same each day to be furnished each Senator and Representative.

Also an act to change the times of holding the Inferior Courts of the counties of Taylor and Stewart.

Also an act to authorize the Ordinary of Merriwether county to pay arrearages due teachers of poor children, for certain years therein mentioned.

Also an act to amend an act entitled an act to amend the several acts now in force, regulating the fees of magistrates and constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved January 22d, 1852.

Also an act for the relief of George McKinley and John Sermons of Early county.

Also an act to appoint commissioners to define the county lines between the counties of Calhoun and Baker.

Also an act to define the corporate limits of the town of Americus in Sumter county.

Also an act to provide for the payment of Grand and Petit Jurors of the counties of Madison and Fayette, upon certain conditions therein named.

Also an act to exempt certain members of the Mechanic Fire Company, No. 2, in the city of Atlanta, from certain public duties.

Also an act to repeal an act approved 3d March, 1856, to amend the 18th section of the charter of the city of Atlanta, and for other purposes therein specified, &c.

The House took up the report of the committee on the bill of the Senate to be entitled an act to incorporate the town of Irwinville, in the county of Irwin, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to lay out and organize a new county from the counties of Marion and Sumter.

The report was agreed to, the bill was read the third time, and on the question of its passage, the yeas and nays were, by Mr. Hillyer, required to be recorded.

There are yeas 51, there are nays 42.

Those who voted in the affirmative are Messrs :

Batts,	Gay,	Milledge,
Bogges,	Gilbert,	Moore of Glynn,
Brassell,	Gordon,	Mott,
Christy,	Harkness,	Neal,
Coleman,	Harrison,	Price,
Conley,	Hines,	Sheffield,
Crittenden,	Holliday,	Shelton,
Darden,	Jones,	Smith of Coweta,
Davis,	Kirby,	Smith of Towns,
DeLamar,	Kitchens,	Sprayberry,
Embry,	Lee,	Strange,
Everett,	Lewis of Hancock,	Taliaferro,
Fain of Union,	Luffman,	Taylor,
Faulk,	McConnell,	Webster,
Fincannon,	McMillian,	Westmoreland,
Fortner,	McWhorter,	Wimberly,
Frederick,	Merchison,	Young.

Those who voted in the negative are Messrs :

Awtry,	Hames,	Mattox,
Barrett,	Harris of Cobb,	McCants,
Barton,	Harris of Dougherty,	Mintz,
Bell,	Harper,	Moore of Clarke,
Bigham,	Hays,	Owens,
Black,	Hillyer,	Phillips,
Brantley,	Holden,	Roberts of Cherokee,
Cureton,	Holmes,	Sherman,
Fannin,	Irwin,	Walker of Clarke,
Fuller,	Johnson,	White,
Glass,	Julian,	Wilkes,
Graham,	Kenau,	Wood,
Grovensteine,	Lane,	Worley,
Hall,	Lazenby,	Wright.

So the bill was passed.

The House took up the report of the committee on the bill of the Senate to incorporate the town of Vienna, in the county of Dooly, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to grant certain privileges and powers to the "Griffin Light Guards," in the city of Griffin, Spalding county. Also to other companies therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to incorporate the Fort Valley and Atlantic Railroad Company, and for other purposes.

The report was agreed to, the bill was read the third time, and passed.

The House took up the report of the committee on the bill of the Senate to amend the road laws of this State as to the county of Bibb.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act to authorize the Justices of the Peace of 1154th district, G. M., of Terrell county, to hold their Court for two days in each month.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act to incorporate the Spring Place Mining Company, passed 17th February, 1854.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the boundary of the corporate limits of the town of Ringgold.

Mr. Sprayberry offered as a substitute for the same a bill to change the corporate limits of the town of Ringgold, Catoosa county, and to confer certain powers upon the commissioners of said town.

The substitute was received.

The report thereon was agreed to. The bill was read the third time and passed.

Mr. ———, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House, the following acts, viz:

An act to authorize the connection of the Muscogee Railroad with the Opelika Branch Railroad and the Mobile and Girard Railroad at Columbus.

Also an act for the relief of Henry P. Hoff, of the county of Oglethorpe.

Also an act to incorporate the Putnam Rifles and to grant

them certain powers and exempt them from the duties therein named.

Also an act to authorize the Justices of the Inferior Court of Union county to levy an extra tax upon certain conditions therein specified, and for other purposes therein mentioned.

Also an act to repeal an act approved March 5th, 1856, to allow the Clerks of the Superior and Inferior Courts of Ware county to hold their offices at their residence.

Also an act to purchase the Georgia Military Institute, at Marietta, and provide for the comfort of cadets who may be sent there for instruction.

Also an act to prohibit persons in the county of Emmanuel from poisoning the water courses in said county with buck-eye and other poisonous substances for the purpose of catching fish, and thereby destroying cattle and other stock on said water courses.

Also an act to amend an act to allow executors, administrators and guardians to resign their trusts on certain conditions.

Also an act to amend an act assented to December 30th, 1847, entitled an act to abolish the allowance of tare or gross weight on bales of unmanufactured cotton.

Also an act to authorize the foremen of Grand Juries to swear witnesses.

Also an act to add an additional section to the 10th division of the Penal Code, and for other purposes.

Also a resolution to authorize and request his Excellency, the Governor, to subscribe for fifteen hundred copies of the Book of Legal Forms compiled by Richard K. Hines, and pay for the same out of the contingent fund, &c.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker.—The Senate has passed the following bills of the House of Representatives with amendments:

A bill to be entitled an act to grant to Raymond Thomassy the use of all the land on Tybee Island belonging to the State of Georgia on certain conditions, and to allow him to own and transfer real estate.

Also a bill to be entitled an act to repeal so much of an act approved February, 1856, as makes it the duty of Sheriffs to advertise and sell insolvent tax executions.

The Senate has also concurred in the amendments of the House to the following bills of the Senate:

A bill to be entitled an act to incorporate the town of Preston, in Webster county, and appoint commissioners for the same, and for other purposes.

Also a bill to be entitled an act to make it penal to cut and haul off timber from lands in Telfair county without the consent of the owner, agent or tenant in possession.

Also a bill to be entitled an act to incorporate a bank in the city of Atlanta to be called the City Bank of Atlanta.

Mr. Speaker—The Senate has passed the following bills of the House:

A bill to be entitled an act for the increase of the salaries of the Executive and Judges of the Supreme and Superior Courts of this State.

Also a bill to be entitled an act to repeal an act entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Jurors of the several counties of this State, and to amend the various laws for the collection of taxes.

Also a bill to extend to the Savannah Medical College(?)

Also a bill to be entitled an act to provide for the election of a County Treasurer for the county of Decatur by the qualified voters of said county.

Also a bill to be entitled an act to repeal an act passed the 4th of March, 1856, to require the State Printer to employ a competent reporter of the daily proceedings of the General Assembly.

Also a bill to be entitled an act completely establishing the line between the counties of McIntosh and Liberty from the Altamaha River to the mouth of Big Water Swamp, from there to the north end of Blackbeard Island to be established by commissioners therein named, who shall be governed by the now existing law, passed A. D. 1793 or '4.

Also a bill to be entitled an act to alter and amend the eighth section of an act passed 14th December, 1811, so far as relates to drawing Jurors in Justices' Courts by the Justice or Justices residing in each Captain's district in conjunction with commanding officers of said district.

The House took up the report of the committee on the bill of the Senate to be entitled an act to extend the corporate limits of the town of Marshallville, Macon county, Georgia.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bill of the House of Representatives:

A bill to be entitled an act to amend an act passed the 17th day of December, 1847, to authorize parties to compel discoveries at common law, and for other purposes.

They have also passed the following bills of the House with amendments:

A bill to be entitled on act to declare the law of evidence in certain cases.

Also a bill to be entitled an act to regulate the mode of appointment and number of subordinate Clerks in the Senate and House of Representatives of the General Assembly of Georgia.

The Senate bill to explain and amend an act passed the 5th March, 1856, in relation to public records, &c., and the bill to incorporate a volunteer corps of infantry in the town of Bainbridge, county of Decatur, and to confer upon it certain privileges, were laid on the table for the balance of the session.

The House took up the report of the committee on the bill of the Senate to amend the charter of the city of Albany.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to define, lay out and run a part of the western line of Taylor county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to arrange and fix the times of holding the Superior Courts in the several counties of the Blue Ridge Circuit and the county of Twiggs in the Macon Circuit, and the Supreme Court for the third Judicial district.

The same was amended.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the South Georgia and Florida Railroad Company.

The report was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate for the relief of Sarah Anderson, of the county of Telfair.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Executive Committee of the Washington Institute of the State of Georgia.

The report was agreed to. The bill was read the third time and passed.

The House took up the Senate amendments to the following bills of the House, and concurred in the same, viz:

A bill to grant to Raymond Thomassy the use of all the land on Tybee Island belonging to the State of Georgia, on certain conditions, and to allow him to own and transfer real estate.

A bill to repeal so much of an act approved February, 1856, as makes it the duties of Sheriffs to advertise and sell insolvent tax executions, and a bill to declare the law of evidence in certain cases.

The House took up the report of the committee on the bill of the Senate to incorporate the Pascoe Mining Company of

Georgia, the Alatoona Mining Company of Georgia, and the Bell Mining Company of Georgia.

The report was agreed to, the bill was read the third time, and passed.

On motion of Mr. Kenan, the House refused to concur in the Senate amendment to the bill of the House to regulate the mode of appointment and number of subordinate clerks in the Senate and House of Representatives of the General Assembly of Georgia.

The House took up the report of the committee on the bill of the Senate to incorporate the Nacoochee Hydraulic Mining Company.

The report was agreed to ; the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Sheriff of Rabun county to sell lot of land No. 10 in the second district of said county, and pay the money over to the commissioners of the poor school fund, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to change the line between the counties of Irwin and Coffee, and for other purposes.

The same was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to provide for the election of a County Treasurer for Miller county.

The report was agreed to, the bill was read the third time and passed.

Mr. Lewis of Hancock, offered a resolution requiring the Treasurer to set forth distinctly, in his annual report, the amount of per diem paid each member, and each officer of the Senate and House, and the amount of mileage paid each member.

The same was taken up, read and agreed to.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives:

An act to change the times of holding the Superior Courts of the Pataula Circuit.

Also an act to lay off and organize a new county from the county of Baker, and for other purposes therein specified.

Also an act to enable executors, executrixes, administrators, administratrixes and guardians to resign their trust under certain circumstances.

Also an act to authorize the commissioners of pilotage for the port of Darien to commission Francis Cardone, a free man of color, as a pilot for said port.

Also an act to point out the mode and manner of obtaining judgments on declarations in cases of attachment in the Superior and Inferior Courts of this State, and to give said judgments lien as in cases at common law.

Also an act to change the time of holding the October Term of the Court of Ordinary of Tattnall county.

Also an act to repeal an act approved February 26th, 1856, in relation to allowing Tax Collectors an insolvent list by the Grand Juries of the several counties of this State, and to amend the various laws for the collection of taxes.

Also an act for the relief of Rufus Rabun and Joseph B. Ellis.

Also an act to incorporate Hannah Moore Female Collegiate Institute, located in Decatur, Georgia, and to confer powers on the same.

Also an act to extend the act, approved March 4th, 1856, to authorize the issuing of attachments and garnishments, and to regulate the proceedings in relation to the same, and for other purposes therein mentioned and to amend said act, and for other purposes therein mentioned.

An act to repeal an act to amend the patrol laws of this State, approved February 20th, 1854, so far as relates to the counties of Walton, Montgomery and Bryan.

The House took up the resolution of Mr. Lewis of Hancock, relative to the appointment of a suitable person to compile a biographical work of the leading men of Georgia.

The same was lost, and the House then adjourned until 7 o'clock, p. m.

SEVEN O'CLOCK P. M.

The House met pursuant to adjournment.

The following bills of the Senate were read the second time and committed for a third reading, viz:

A bill to be entitled an act for the protection of rice planters and rice sellers within the State of Georgia, and for other purposes.

A bill to be entitled an act to define and establish the fees of Ordinaries, Clerks of the Superior and Inferior Courts, Sheriffs, Jailors, Justices of the Peace and Constables of this State, and for other purposes.

A bill to be entitled an act to amend the attachment laws of this State.

A bill to be entitled an act authorizing Joseph Tooke, executor of Andrew J. Coalson, late of Houston county, to purchase the interest of said Andrew J. Coalson, in his estate.

A bill to be entitled an act to amend an act entitled an act

to authorize Judges of the Superior Courts of this State to appoint receivers during vacation, and require the complainant in all cases asking for writs of *ne exeat quia time* and all applications asking for the appointment of a receiver or for injunctions, to give bond and security to the respondent for any loss or damage which he or they may sustain by the suing out said writs, and for other purposes, approved March 4th, 1856.

A bill to be entitled an act compulsory upon the several railroads of this State, to give checks for trunks and baggage in separate pieces when required, at any of the stations on said roads, and to the point of destination of the passenger under certain penalties.

A bill to be entitled an act to repeal the 12th section of an act to alter, change and amend an act entitled an act to incorporate the town of Decatur in the county of DeKalb assented to December 10th, 1823, approved 3d of March 1856.

A bill to be entitled an act to alter and amend an act entitled an act to provide for the speedy trial of certain cases in Courts of law and equity in this State, and for other purposes connected therewith, approved March 6th, 1856 and for other purposes therein mentioned.

A bill to be entitled an act relative to the appointment of public administrator and guardian, defining his duties &c.

A bill to be entitled an act to incorporate a railroad company to be called the Bainbridge and Northern Railroad Company, and to amend an act to incorporate the St. Mary's Railroad Company, approved March 3d, 1856, and for other purposes.

A bill to be entitled an act to alter and amend an act assented to on the 25th day of February, 1856.

A bill to be entitled an act to authorize the Inferior Court of the county of Terrell, to issue bonds, borrow money for the purpose therein mentioned, and for other purposes.

A bill to be entitled an act to amend the 2d section of an act entitled an act to raise the jurisdiction of the Justices of Peace, approved March 5th, 1856.

A bill to be entitled an act in relation to the payment of witness fees in criminal cases in this State, and for other purposes.

A bill to be entitled an act to incorporate Ocoee Lodge No. 201, of Free and Accepted Masons, and the Traveler Rest Lodge No. 65, of Free and Accepted Masons.

A bill to be entitled an act to explain the 11th section of an act to lay out and organize a new county from the counties of Lee and Randolph, &c., approved February 16th, 1856.

A bill to be entitled an act to authorize suits to be brought upon Constable's bonds without an order of Court.

A bill to be entitled an act to authorize the appointment

of an inspector of liquors, wines and spirits and for other purposes.

A bill to be entitled an act to extend the time of the operation of an act entitled an act to authorize bills of sale to be proven, recorded and admitted in evidence in certain cases therein specified, approved March 4th, 1856.

A bill to be entitled an act to relieve iron masters in Cass county from paying tax on pig iron, the product of their furnaces.

A bill to be entitled an act to incorporate the Marietta Paper Mill Company, and for other purposes.

A bill to be entitled an act to incorporate an insurance company to be called the Merchants and Mechanics Insurance Company, of the city of Macon.

A bill to be entitled an act to amend and repeal an act passed the 17th of February, 1854, as relates to the Sheriffs' certificates, and for other purposes.

A bill to be entitled an act for the relief of William C. Holliday, of the county of Fayette.

A bill to be entitled an act to prescribe the mode of proving interest on the books of the Receivers of Tax Returns of this State.

A bill to be entitled an act for the relief of certain persons and banks herein named.

A bill to be entitled an act to provide for the perfecting of titles to land, where persons die and have bonds out for titles.

A bill to be entitled an act to prescribe the mode of procedure in cases of suits at law or in Equity, in the Courts of this State, by the legal representatives of decedents of other States at the time of their death.

A bill to be entitled an act to extend the provisions of an act assented to February 21st, 1850, and appoint commissioners to carry out the same.

A bill to be entitled an act to incorporate the La Grange and Troup Factory Railroad, and for other purposes therein named.

A bill to be entitled an act to authorize the Inferior Courts of this State, to establish, abolish, or change the election precincts of this State, and to legalize such election precincts as have heretofore been established, abolished or changed by the Inferior Courts of this State, and for other purposes.

A bill to be entitled an act to authorize John G. McHenry, and Thomas Poullaine, administrators on the estate of James H. McHenry, deceased, late of Green county, to purchase a farm and stock the same, and to work the slaves belonging to said estate thereon, to carry on the same and for other purposes.

A bill to be entitled an act to amend an act entitled an act to point out the mode of ascertaining the relief and support to which widows or orphans are entitled out of the es-

tates of their deceased husbands and parents, in cases where letters testamentary or administration shall hereafter be granted, and for other purposes, approved February 19th, 1856, so as to allow an appeal from the return of the appraisers and the judgment of the Ordinary therein as in other cases.

A bill to be entitled an act to amend the attachment and garnishment laws of this State, and for other purposes.

A bill to be entitled an act to encourage persons making a will to provide a permanent fund for the Collegiate preparation and education of indigent boys or young men.

A bill to be entitled an act to amend the claim laws of this State, as to Superior and Inferior Courts.

A bill to be entitled an act to amend an act now in force, regulating the fees of Magistrates, and Constables, in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide the mode of collecting the same, approved January 22d, 1852, so far as relates to the county of Bibb.

A bill to be entitled an act to exempt certain persons from Military and Jury duty.

A bill to be entitled an act incorporating the Houston Flour Exporting and Banking Company, and conferring certain powers and privileges on the same.

A bill to be entitled an act to regulate the duties of Judges in certain cases, and to provide for the trial of the same.

A bill to be entitled an act to allow parties in Justices' Courts to prove open accounts when the sum does not exceed fifty dollars, &c.

The following message was received from the Governor by Mr. McComb his Secretary :

Mr. Speaker:—The Governor has signed the following acts to-wit :

An act to endow the "Atlanta Medical College.

An act for the better preservation of the interests of certain classes of the citizens of this State, by adopting and making valid certain records, and for other purposes.

An act additional to the former act relating to Glynn County Academy.

An act to provide compensation for the services of Richard L. Hunter, for making a survey of the Okefenokee Swamp.

An act to authorize the building, opening and constructing a Railroad from some point in the county of Rabun, at or near the Town of Clayton, connecting with the North-eastern Railroad or any other Railroad that may be built through said county, running down the valley of the little Hightower in the county of Towns, and through the counties of Union and Fannin, to the Tennessee or North Carolina line, in the direction of the Ducktown Copper Mines, and to grant cor

porate powers and privileges to the same, and for other purposes therein mentioned.

An act for the relief of Reuben S. Williams, of Baker county.

An act for the relief of Sarah Grover, of the county of Bryan.

An act to be entitled an act to regulate the retail of spirituous liquors in Hancock county.

An act for the relief of Peter H. Coffee, administrator of Mark Wilcox, deceased, Calvin Quin, Henry J. Campbell, Woodson Wilcox, William Brewer, administrator of Archibald Brewer, deceased, and Christopher C. Smith, security of Abraham F. Powell, late Tax Collector of Telfair county, and to appropriate money for the same.

An act for the relief and protection of certain persons therein named.

An act to exempt Thomas H. Kilgo, from all road, patrol, and Military duties, and for other purposes therein mentioned.

An act to alter and amend the several acts heretofore passed for the establishment of the State Lunatic Asylum, designation of individuals subject to be committed, forms of commitment, &c., and also to appropriate money for the completion of improvements now in progress at the Asylum, and for other purposes.

I am also directed by his Excellency the Governor to transmit to this branch of the General Assembly a communication in writing.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has passed the following bills of the House of Representatives:

A bill to be entitled an act to amend the charter of the Georgia and Alabama Railroad Company.

Also a bill to be entitled an act to fix the time of the election in the City of La Grange.

Also a bill to be entitled an act to authorize the issuing of alias executions of the several Courts of law in this State, when the originals have been lost.

Also a bill to be entitled an act to amend an act entitled an act to provide compensation for the commissioned officers, non-commissioned officers, musicians, and privates of certain Companies, of Volunteers, mustered into the service of the State of Georgia by virtue of an act assented to on the 26th of December, 1837, so as to prolong the time for prohibiting claims.

Also a bill to be entitled an act to amend the tax laws of this State.

Also a bill to be entitled an act for the better protection of

securities and endorsers, and to authorize the issuing of bail process in certain cases.

Also a bill to be entitled an act to incorporate the Catoosa Springs Company, and for other purposes.

Also a bill to be entitled an act for the relief of Benjamin Johnston, of Gilmer county, and for other purposes.

Also a bill to be entitled an act for the relief of the Tax Collector, of the county of Walton, for the year 1853, and his securities.

The Senate has also passed the following bills of the House with amendments, in which they ask the concurrence of the House of Representatives :

A bill to be entitled an act to incorporate the Southern Copper Mining Company, and for other purposes.

Also a bill to be entitled an act to lay out and form a new county from the counties of Marion and Sumter, and organize the same.

Also a bill to be entitled an act to amend the several laws of this State, upon the subject of writs of certiorari.

Also a bill to be entitled an act to provide for the election of a public administrator in the counties of Thomas, Muscogee, and Clarke.

Also a bill to be entitled an act to authorize the Mayor, or Mayor and Aldermen of the City of Columbus, to remove the occupants or inmates of lewd or disorderly houses in said City.

Also a bill to be entitled an act to incorporate the Town of Jasper, in the county of Pickens, and for other purposes.

Also a bill to be entitled an act to regulate certain bonds therein mentioned in the counties of Lumpkin and Dawson.

Also a bill to be entitled an act for the relief of James Edmonson, of the county of Murray, security of Thomas J. Harper, Tax Collector of said county for the year 1850, and for other purposes.

Also a bill to be entitled an act to amend an act to allow the Sheriff of Chatham county, certain fees not allowed by law, and to allow him to appoint special Deputy Sheriffs, in certain cases and for other purposes.

Also a bill to be entitled an act to repeal an act entitled an act to appoint county Treasurer and define their duties, so far as relates to the counties therein named, and to give the election of Treasurer to the people of said counties, approved December 20th, 1849, so far as relates to Chatham county.

Mr. Speaker:—The Senate adheres to the amendment to the bill of the House of Representatives, to regulate the mode of appointment and number of subordinate and assistant Clerks in the Senate and House of Representatives of the General Assembly of Georgia.

Mr. ———, from the Committee on Enrollment reports as

duly enrolled and ready for the signature of the Speaker of the House, the following acts, viz :

An act to increase the salaries of the Executive and the Judges of the Supreme and Superior Courts of this State.

Also an act to repeal an act passed 4th March, 1856, entitled an act to require the State Printer to employ a competent reporter of the daily proceedings of both branches of the General Assembly, and for other purposes.

Also an act to provide for the election of a County Treasurer for the county of Decatur by the qualified voters of said county.

Also an act to extend aid to the Savannah Medical College.

Also an act to authorize Tallulah Ellen Butts to apply for and receive grants, and for other purposes therein specified.

Also an act to repeal an act approved February 26th, 1856, entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Jurors of the several counties of this State, and to amend the various laws for the collection of taxes.

Also an act completely establishing the line between the counties of McIntosh and Liberty, &c.

Also an act to repeal the 6th section of an act entitled an act in relation to allowing Tax Collectors an insolvent list by the Grand Juries of the several counties of this State, approved February 26th, 1856, and to confer certain powers upon the Receiver of Tax Returns of Crawford county.

Also an act to grant Raymond Thomassy the use of all the land on Tybee Island belonging to the State of Georgia, and other purposes therein specified.

The House receded from their disagreement to the Senate amendment to the bill of the House to regulate the mode of appointment and number of subordinate and assistant Clerks in the Senate and House of Representatives of the General Assembly of Georgia.

The House also on motion concurred in the same.

The Senate amendments to the following bills of the House were taken up and concurred in, viz :

A bill for the relief of the Tax Collector of the county of Walton, for the year 1853, and his securities.

A bill to amend the several laws of this State upon the subject of writs of certiorari.

A bill to authorize the Mayor or Mayor and Aldermen of the city of Columbus to remove the occupants of lewd or disorderly houses in said city.

A bill to provide for the election of a public administrator in the counties of Thomas, Muscogee and Clarke.

A bill to incorporate the Southern Copper Mining Company and for other purposes hereinafter mentioned.

And a bill for the relief of Henry Duke, of the county of Jackson, and others.

The following resolutions were taken up, read and agreed to, viz:

A resolution to change the requisitions of testimony required of meritorious applicants for bounty land; a resolution for the relief of George F. Cooper and his securities, and a resolution for the relief of James Rogers and his securities.

The House took up the Senate amendments to the bill of the House to amend the tax laws of this State, and refused to concur in the same.

Mr. ———, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House, the following acts, viz:

An act to amend an act to exempt from levy and sale under executions, certain property therein mentioned, assented to December 11th, 1841.

Also an act to incorporate the "Rome Mutual Insurance Company," and for other purposes.

Also an act to amend an act assented to February 17th, 1854, entitled an act to secure a preference to persons in possession in applications for grants under the laws pertaining to head rights.

Also an act to incorporate the Fulton Mining, Smelting and Manufacturing Company.

Also an act for the relief of Eli Dellenger and Elizabeth Smith, of the county of Union.

Also an act for the relief of Augustus H. Kenan.

Also an act to authorize and empower the Justices of the Inferior Court of the several counties in this State to discharge criminals or offenders against the law from jail in certain cases therein mentioned.

Also an act to grant to the United States certain territory within the limits of the city of Savannah.

Also an act to alter and amend the eighth section of an act passed 14th December, 1811, so far as relates to drawing Jurors in Justices Courts by the Justice or Justices residing in each Captain's district in conjunction with commanding officers of said district.

Also an act to prohibit non-residents from hunting, ducking and fishing within the limits of the State of Georgia.

Also a resolution requesting his Excellency, the Governor, to appoint Thomas R. R. Cobb, Linton Stephens and Samuel Barnett, Esquires, to examine and report to him upon the merits of a work by William M. Reese, Esq., of the county of Wilkes, as a manual for the use of Ordinaries, &c., and to authorize the Governor to subscribe for 500 copies of the same and for other purposes therein mentioned.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has concurred in the amendments of the House to the following bills of the Senate :

A bill to be entitled an act to change the boundary of the corporate limits of the town of Ringgold.

Also a bill to be entitled an act to lay and construct a turnpike of suitable width and grade, commencing at or near the Sandy Ford, on the Chattooga River, and running the most practicable route to Clayton.

Also a bill to be entitled an act to change the lines between the counties of Cobb and Paulding, so as to include the lot whereon John H. Miller now lives, in Cobb county.

Also a bill to be entitled an act to arrange and fix the times of holding the Superior Courts in the several counties of the Blue Ridge Circuit and the county of Twiggs in the Macon Circuit, and the Supreme Court for the third Judicial District.

They have also passed the following bills of the House of Representatives :

A bill to be entitled an act to incorporate the town of Buchanan, in the county of Haralson, and for other purposes.

Also a bill to be entitled an act to authorize the Justices Court of the 655th district, G. M., at LaGrange, to be held for a longer term than one day and to adjourn from day to day.

Also a bill to be entitled an act to authorize the establishing and raising of a fire company in the city of LaGrange, and to incorporate the same by the name and style of the "Diligent Firemen of LaGrange."

The Senate has also passed the following bill of the House with an amendment :

A bill to be entitled an act for the relief of Henry Duke, of the county of Jackson, and certain other persons therein named, in which they ask the concurrence of the House.

The following message of the Governor was taken up and read :

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, GA., December 21st, 1857. }

To the House of Representatives :

The bill entitled "an act to commute the punishment of John Black, of the county of Habersham, now under the sentence of death, for the crime of murder," having passed both branches of the General Assembly has been presented to me for my approval.

The bill enacts "that the punishment of John Black, of the county of Habersham, now under sentence of death, for the crime of murder, be, and it is hereby commuted to confinement in the Penitentiary for life; and that upon the pro-

duction of this act properly certified as having passed into a law, the Sheriff of the county of Habersham shall notify the principal keeper of the Penitentiary of his detention and confinement, and the said John Black shall be at once safely conveyed to the Penitentiary, there to be confined under existing laws for life, in accordance with the provisions of this act; and that this act shall stand in lieu of the original judgment of the Court in the above cause pronounced."

I have quoted above the entire act after the enacting clause. It appears upon the face of this act that John Black has been duly convicted of the crime of murder and sentenced to death by the Court having jurisdiction of his case. Our Penal Code enacts that "the punishment of murder shall be death."

If the killing was clearly proven, as the evidence shows it was, in this case, and the circumstances were such as to satisfy the court and jury that the offence was murder, which is evidenced in this case by the fact that the jury so found, and that the court refused to grant a new trial, the court could pass no other sentence but the sentence of death, because the law, at the time of the commission of the crime, prescribed no other punishment. The General Assembly have in this case enacted a law annexing a punishment to the crime committed by John Black different from that which was annexed to it by law at the time the crime was committed; and they have assumed the functions of a court and have pronounced judgment annulling the judgment of the court which tried the case, and declared that the prisoner shall suffer in lieu thereof Penitentiary imprisonment for life. Have the General Assembly the right to pass an act inflicting a different punishment, and one which was not authorized by law at the time of the commission of the crime, and not only to change punishment, but to assume the functions of a court, retry the case, annul the judgment of the only court having jurisdiction of the case and pass a sentence which inflicts a different punishment, and which is declared shall stand in lieu of the original judgment of the court? In this bill they have attempted to do both, but I cannot admit that they have the power, under the Constitution, to do either.

The Constitution of the United States declares that "no State shall pass any bill of attainder, *ex post facto law*, or law impairing the obligation of contracts." If this is an *ex post facto law*, it violates the Constitution of the United States, and is void to all intents and purposes. What is an *ex post facto law*? Chief Justice Marshall, in delivering the Judgment of the Supreme Court of the United States, in the case of Fletcher against Peck, 6 Cranch's Reps., on page 138, thus defines an *ex post facto law*: "*An ex post facto law* is one which renders an act punishable in a manner in which it was not punishable when it was committed." When the crime of murder, of which the jury have found John Black guilty, was

committed, the law declared its punishment should be death. The court pronounced its judgment accordingly. This act declares that the punishment of the same crime shall be Penitentiary imprisonment for life; and the General Assembly proceed to pronounce the judgment accordingly. Does this bill render the "act" in this case "punishable in a manner in which it was not punishable when it was committed?" Upon this question there seems to be no room for a doubt; and if Chief Justice Marshall's definition of an *ex post facto law* is correct, there is just as little room to doubt that it is a palpable violation of the Constitution of the United States, and therefore void. But suppose my conclusion to be incorrect in this particular. The question then recurs, Have the Legislature the power, under the Constitution of Georgia, to *retry* this case, and by their act annul the judgment of the court which passed the sentence of death, and to pronounce in lieu thereof a sentence of Penitentiary imprisonment for life? The passing of the sentence of the law which pronounces upon the prisoner the punishment of death, or Penitentiary imprisonment is a judicial act. It is the province of the Legislature to make the laws and of the courts to try and pronounce sentence upon those who violate them. The one is a legislative, the other a judicial act. Can it be denied that to annul the judgment of a court and to pronounce a different judgment in *lieu* of the original judgment, is a judicial and not a legislative act? That is what is attempted in this case. Have the Legislature the constitutional power to do this? In my opinion they have not.

By the first section of the first article of the Constitution of Georgia it is declared that, "the Legislative, Executive and Judicial departments of Government shall be distinct, and each department shall be confided to a separate body of magistracy, and no person or collection of persons, being of one of these departments, shall exercise any powers properly attached to either of the others, except in the instances herein *expressly* permitted." If the power, to pass a law after the crime is committed, changing the punishment to be inflicted upon the offender, be conceded to the Legislature, the right to adjudge the case under the law, being unquestionably a judicial act, cannot under the above section of the Constitution be exercised by the Legislature. Our Constitution is peculiar in this respect. It not only vests the Legislative, Executive and Judicial departments of the Government in separate bodies of magistracy, but by express negative words it denies to each the right to exercise any power properly attached to either of the others. Neither our Constitution nor laws have made any provision for imprisoning any person in the Penitentiary in any other mode than by virtue of a judicial sentence. The act of the General Assembly consigning John Black to the Penitentiary for crime is a judicial sentence, and as such the

General Assembly are forbid by the Constitution in express terms from pronouncing it. I therefore conclude that this law, if passed, would be a palpable violation of the Constitution of the United States and of the State of Georgia. If it violates either it ought not to pass. But it is said that the seventh section of second article of the Constitution of Georgia confers this power upon the General Assembly. That section is in these words: "He (the Governor,) shall have power to grant reprieves for offences against the State except in cases of impeachment, and to grant pardons, or to remit any part of a sentence in all cases after conviction, except for treason and murder, in which cases he may respite the execution, and make report thereof to the next General Assembly, by whom a *pardon may be granted*." This section gives the Governor the power to reprieve in all cases except impeachment, the power to pardon in all cases except *treason* or *murder*, and to respite in these cases till the meeting of the General Assembly, by whom a *pardon*, not a *reprieve*, may be granted. It may be said that the power to pardon includes the power to commute the sentence, and the example of the President of the United States is invoked to sustain this position. By the second section of second article of the Constitution of the United States, it is declared that, "He (the President,) shall have power to grant *reprieves* and pardons for offences against the United States, except in cases of impeachment." Under this grant of power in the Constitution of the United States, President Fillmore, on the 23d of April, 1852, granted a conditional pardon to William Wells, a person convicted of murder in the District of Columbia. The material part of the pardon was in these words, "For divers good and sufficient reasons, I have granted and do hereby grant unto him, the said William Wells, a *pardon* of the offence of which he was convicted, on condition that he be imprisoned during his natural life. That is, the sentence of death is hereby commuted for imprisonment for life in the Penitentiary of Washington." Wells accepted the pardon in writing in the following words, "I hereby accept the above and within pardon with condition annexed," and went voluntarily into the penitentiary. He afterwards sued out a writ of *habeas corpus* for his discharge. The call was heard first in the District Court of the District of Columbia, and finally in the Supreme Court of the United States. The judgment of the Supreme Court was that the President had the right to grant a conditional pardon, and that Wells, who had voluntarily accepted the pardon with the condition annexed, could not claim to be released from the imprisonment. By an examination of this case it will be seen that the Court did not rest its opinion alone upon the right of the President to grant a conditional pardon; but the right to commute the punishment is claimed as an express grant under the Constitution on account of the power given to the Pres-

ident to *reprieve*. In the syllabus of the case it is said, "the language of the Constitution is such that the power of the President to pardon is not one of inference, but is conferred in terms; the language being to "grant *reprieves* and pardons, which includes conditional as well as absolute pardons" Judge Wayne, in delivering the opinion of the Court, speaks of the nature of a reprieve in its effect to delay the execution of a sentence, and then remarks, "In this view of the Constitution, by giving to its words their proper meaning, the power to pardon conditionally is not one of *inference* at all, but one conferred in terms."

The Constitution of Georgia confers no such power on the General Assembly *in terms*. If derived at all from the Constitution, it must be by *inference* alone.

The constitution of Georgia does not say a *reprieve* and pardon, or a *reprieve* or pardon, may be granted, but that a pardon may be granted by the General Assembly. The power conferred upon the President by the Constitution of the United States, and the power conferred on the General Assembly by the Constitution of Georgia, being different, the decision of the Supreme Court in the case of Wells is not an authority in point. This decision was only the decision of a majority of the court. Judges, McLain, Curtis and Campbell dissented from the opinion; and while Judges Curtis and Campbell placed their decision upon other grounds, Judge McLain delivered a very able opinion, denying the right of the President, under the Constitution, to grant the pardon imposing the condition on terms. Judge McLain says, "This power of commutation overrides the law and the judgments of the courts. It substitutes a new, and, it may be, an undefined punishment for that which the law prescribes a specific penalty. It is, in fact, a suspension of the law, and substituting some other punishment which, to the Executive, may seem to be more reasonable and proper." Again, he says, "I have no doubt the President, under the power to pardon, may remit the penalty in part, but this consists in shortening the time of imprisonment or reducing the amount of the fine, or in releasing entirely from the one or the other. This acts directly upon the sentence of the court under the law, and is strictly an exercise of the pardoning power in lessening the degree of punishment, called for by mistaken facts on the trial, or new ones which have since become known." In speaking of the opinion delivered by the distinguished Attorney General, William Wirt, in 1820, he says, "No higher authority than Mr. Wirt can be found, as coming from the law officer of the government. It gives to the procedure now before us no countenance or support, but throws the weight of his great name against the exercise of the power assumed."

In commenting upon the exercise of the pardoning power

in England, Judge McLain says, "But admit that the power of the President to pardon is as great as are the prerogatives of the crown of England, still the act before us is unsustainable. The Queen of England cannot do what the President has done in this instance. She has no power, except under statutes, to commute a punishment to which the person has been judicially sentenced, for any other punishment at her discretion." Again, the sovereign of England, with all the prerogatives of the crown in granting a conditional pardon, cannot substitute a punishment which the law does not authorize. He proceeds to show that this power to grant conditional pardons in England is regulated by statute, and if the pardon is upon a condition changing the nature of the punishment, it can be exercised only in conformity with the statutes. He then adds, "With very few, if any, exceptions, conditional pardons have not been granted by the Governors of States, except when *express authority* has been given in the Constitution or laws of the States."

The Constitution of Virginia gives the Governor of that commonwealth power to grant *reprieves* and *pardons* except when the prosecution shall have been carried on by the House of Delegates, or the law shall otherwise particularly direct. Under this provision in the Constitution, the Court of Appeals of Virginia decided in the case of *Fowler, 4, Calls. Reps.*, page 35, that the Governor had no right to grant a conditional pardon. In a case decided by the Supreme Court of North Carolina, 4th Hawks' Reps., 193, the Judge delivering the opinion says, "The Governor cannot add or commute a punishment—it was consistent with his powers to remit." A statute was passed in Maryland, in 1847, to make conditional pardons effectual, showing that they were not considered effectual without *express* legislative enactment. If the pardoning power in England, Virginia, North Carolina and Maryland, and other States, is restrained from commuting the punishment from one kind to another and changing the sentence of the court without express grant by statute, upon what principle does the General Assembly of Georgia, to whom the pardoning power is given in the most restricted sense by the use of the term *pardon* and not *reprieve* and *pardon*, assume to exercise the power, and to pass judicial sentence in the nature of a judgment of a Court of Appeals, annulling the judgment of the court which passed the sentence, in the face of the express declaration in the Constitution that they shall exercise no such judicial power.

If I were to admit the power in the President and the Executives of all the other States to pass such a sentence, while they have power to reprieve and pardon, I could not admit that the General Assembly of Georgia has this power; as it is denied to them by the express negative words of the Constitution. This is not a new question in Georgia. It has

been repeatedly raised when some of the ablest lawyers in the State were members of the Legislature, and as repeatedly declared that the General Assembly had no such power. The very question was made in the Senate at the last session, and it was decided by a large majority that they did not possess the power under the Constitution. Such precedents are worthy of respect. But it is contended that the Legislature cannot delegate to the courts the right to do that which the Legislature itself cannot do; and that in cases of convictions for murder on circumstantial evidence alone, the Legislature have enacted that the Judge who passes the sentence shall have the power to commute the punishment of death to that of penitentiary imprisonment for life, and that the Legislature itself possessed the power to commute, or it could not have delegated it to the Judge. A sufficient reply to this argument is that it proves too much. The language of the statute is, "When a person shall be convicted on circumstantial evidence alone of a *crime*, (not murder only,) the punishment of which is death, the Judge before whom the conviction takes place, or who passes the sentence of the law on the convict, shall have the power to commute the punishment of death for that of imprisonment and labor in the penitentiary during the natural life of the said convict." The term murder is not used in this statute, but the language is, a crime the punishment of which is death. There are various other crimes besides murder for which the punishment is death. For instance: Arson in a city, town or village is punishable with death; exciting an insurrection or revolt of slaves is punishable with death; in case of a conviction for either of those offences upon circumstantial evidence alone, the Legislature has authorized the Judge who passes the sentence to commute the punishment of death for that of imprisonment for life. Here the Legislature has conferred the commuting power upon the Judge, and I presume no one would contend that the Legislature itself could exercise it. Since the Constitution gives it no power to pardon, and certainly none to commute, in any case except treason or murder, and neither of the above offences is treason or murder. The truth is, the Constitution nowhere prescribes the punishment of treason or murder, but leaves this to the Legislature. The Legislature have passed general laws upon the subject applicable to all future cases; and in case of conviction upon circumstantial evidence alone of any crime punishable with death, the Legislature have given the Judge the discretion to commute the punishment, just as he has a discretion in various other cases, which he has a right to exercise, and with which, after its exercise, the Legislature have no right to interfere. Their power is Legislative and its operation prospective, prescribing what penalty shall be annexed to each particular crime.

The Judges power is judicial, applying the Law to each particular case, and in the exercise of the discretion vested in him by law, pronouncing its judgment; when pronounced, the General Assembly have no right to substitute another judgment of a different character, annexing a different kind of punishment, they have the right under the Constitution, to *pardon*, in other words forgive the offence, and liberate the offender in cases of treason or murder. The General Assembly have refused a pardon in this case, that is they have refused to forgive the offence, but they have attempted to mitigate the penalty, while they were unwilling to pardon the offender. This act does not purport to be an act to pardon John Black. No intention is expressed in it to grant a pardon, nothing is said about a conditional pardon. Neither the word pardon, nor any one of like import, appears in the act. The offence of Black is of that magnitude, that the General Assembly have not felt justified in saying under their oaths, that he ought to be turned loose upon the community. They have enacted that he be confined in the Penitentiary for life. This unconstitutional act, the Sheriff of Habersham county has no right to obey, and it furnishes the principal keeper of the Penitentiary no sufficient authority to imprison John Black. I am fully aware of the weighty and unpleasant responsibility by which I am surrounded; I have given to this case the most attentive consideration and reflection in my power, and have tried to divest my mind of every improper influence. I am not unmindful of the magnitude of the question—on the one hand, the life of a human being hangs upon the conclusion, on the other, the administration of the public justice of the country; and the faithful execution of our criminal laws may be influenced for an age to come, by the precedent set in this case. I have weighed this case in view of all these responsibilities, and I feel compelled to say that I have been unable to bring my mind to any other conclusion than that this act is a palpable violation of the Constitution, and for this reason I feel bound by my official oath to withhold from it my sanction. In coming to this conclusion I feel that I do the unfortunate person no injustice. He has had a fair trial before an honest jury of his country, who have found a verdict of guilty against him. An upright and intelligent Judge, with all the evidence before him, cognizant of all the facts and circumstances attending the trial, many of which, as the appearance of witnesses, their manner of testifying, &c., cannot be placed upon paper and brought here; has refused to grant the prisoner a new trial, and has pronounced the sentence of death upon him. I have granted him a respite till this judgment together with the evidence upon which it is predicated, could be brought before the General Assembly, and they have refused a pardon, but have adjudged that his crime is such as to consign him

to the Penitentiary for life. As I cannot concur with the General Assembly in their assumption of power to change the sentence ; I only leave the prisoner in the hands of the law, where his own criminal act and the judgment of the Court has placed him. I do not think he ought to be turned loose without punishment ; the General Assembly have expressed the same opinion.

While I am controlled in my action in this case by the Constitutional question, it may not be amiss to notice the question as one of public policy in connection with the question of Constitutional obligation. Should the right to commute the punishment be recognized and exercised in this case, it is not probable that there would ever be another case of capital punishment in Georgia ; the most aggravated case of murder would probably be brought before the General Assembly. Eloquent and sympathetic appeals would be made to the passions and feelings of the Legislature. The result would probably be in every case a commutation of the punishment ; and when the convict went to the Penitentiary, in a few years he might be pardoned out and let loose upon the community to shed more innocent blood. The clamor which is beginning to be raised for the pardon of every felon, I can but regard as a false sympathy, tending to encourage the commission of crime, by destroying in the minds of bad men, the fear of certain punishment. In a deliberate case of wilfull murder, the best interest of the community requires that the culprit should suffer death. This is the revealed law of our Creator ; He has said, "the murderer shall surely be put to death." Again, He has said, "moreover ye shall take no satisfaction for the life of a murderer, which is guilty of death, but he shall be surely put to death." "So ye shall not pollute the land wherein ye are ; for blood it defileth the land ; and the land cannot be cleansed of the blood that is shed therein, but by the blood of him that shed it." That State or Nation, which is most faithful in its observance of God's moral law, is always the most prosperous and happy. If we would save our land from the stain of innocent blood, we must execute the law and punish the guilty. While the pardoning power is a necessary one in every well regulated government, and while there are cases, when it should be exercised, its indiscriminate exercise cannot fail to be attended with the most ruinous consequences ; when the murderer is turned loose upon the community, let it be remembered that the blood of the innocent, slain like the blood of Abel, of old, cries to us from the ground. It is said that this is not an aggravated case of murder ; while the circumstances of the killing do not show as much previous determination to kill as is sometimes shown, they do, in my opinion show enough to make this in law a case of murder. The evidence clearly shows that

the prisoner acted with a reckless disregard for human life, which could only have resulted from an abandoned and malignant heart fatally bent upon mischief. He provoked the difficulty, sought the quarrel, acted in the wrong, and with a deadly weapon took, almost instantly, the life of an innocent fellow being. Though still a young man, he has already served a term in the Penitentiary, for assault with intent to murder, and I am informed that after his release from the Penitentiary, he had been guilty of other acts of violence before the commission of this offence. While I deeply regret this unfortunate occurrence, and deplore the necessity which takes away the life of a fellow being, I am unable to doubt that the punishment is just.

JOSEPH E. BROWN.

Mr. Hillyer moved to take up the bill for the pardon of John Black set forth in the veto message of the Governor and to pass the same by a vote of two-thirds.

Upon the question of the passage of the bill the yeas and nays were required to be recorded.

There are yeas 27. There are nays 55.

Those who voted in the affirmative are Messrs :

Barrett,	Gilbert,	Luffman,
Batts,	Graham,	Mattox,
Bogges,	Hall,	Milledge,
Braswell,	Harper,	Neal,
Christy,	Hillyer,	Price,
Coleman,	Holmes,	Terrell,
Crittenden,	Irwin,	Westmoreland,
Everett,	Jones,	Wilkes,
Fain of Fannin,	Lane,	Young.

Those who voted in the negative are Messrs :

Bell,	Griffith,	McWhorter,
Bigham,	Grovensteine,	Merchison,
Black,	Hardeman,	Mott,
Brantley,	Hames,	Owens,
Causey,	Harkness,	Phillips,
Clarke,	Harris of Cobb,	Pickett,
Conley,	Hays,	Pittard,
Cook,	Holliday,	Roberts of Cherokee,
Darden,	Howard,	Shelton,
Davis,	Johnson,	Sherman,
Embry,	Julian,	Smith of Coweta,
Fain of Union,	Kimbrough of Stew-	Smith of Towns,
Fannin,	art,	Taylor,
Faulk,	Lee,	Walker of Clarke,
Fincannon,	Lewis of Hancock,	White,
Frederick,	McAfee	Wood,
Fuller,	McConnell,	Worley.
Glass,	McEver,	

Fuller,
Glass,

McConnell,
McEver,

Worley.

So the bill was lost.

The committee on Journals made the following report, viz:
The Committee on Journals beg leave to report that they have carefully examined and compared the Journals with the records and take pleasure in saying that they find the duties of the Clerks in this department have been discharged with great fidelity and neatness.

The records submitted to them are unsurpassed in beauty, style and penmanship, and in consequence of the business yet to be performed, recommend the adoption of the following resolution, viz :

Resolved, That the Recording Clerks of the House of Representatives be allowed thirty days to record the unfinished business, and twenty days to make a full and complete index to the same.

This resolution was taken up and agreed to.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, an act to amend the various acts in relation to the City Council of Savannah, to add to the jurisdiction and powers of said Court, and for other purposes therein named.

Also an act authorizing the Justices of the Inferior Courts of Clay, Murray and Coffee counties to lay off said counties into school districts.

Also an act to amend an act incorporating the Commercial Bank of Brunswick, approved March 5th, 1856.

Also an act to provide against the forfeiture of the several bank charters in this State on account of non-specie payment for a given time, and for other purposes therein named.

Also an act to incorporate the Richmond Gas Light Company of Augusta, Georgia, and other gas light companies and to confer certain privileges on the same.

Also an act to authorize the Governor to appoint some fit and proper person to run out the line between the seventh district of Baker and the third district of Calhoun county.

Also an act to compensate the Grand and Petit Jurors of the counties of Whitfield, Hart, Fannin, Dougherty, Chattahoochee, Thomas and Sumter, and also to compensate the Petit Jurors of Carroll, Jasper and Stewart counties.

Also a resolution requesting his Excellency, the Governor, to employ a competent artist to paint a full length portrait each of Governor John Clark and Governor George M. Troup.

Also an act to regulate the collection of jury fees in the Superior and Inferior Courts of the county of Campbell.

A resolution relative to the establishment of certain mail

routes was taken up, read, amended, and on motion of Mr. Lewis, of Hancock, indefinitely postponed.

The House took up the resolution of the Senate relative to the boundary line between the States of Florida and Georgia, and agreed to the same.

The House also agreed to a resolution of the Senate relative to the increase of mail service between Smithville and Cutibert, to extend the same to Fort Gaines. Also to increase the mail service between Cuthbert and Eufaula.

The resolution relative to repairing the tombs of deceased members of the General Assembly of this State was taken up and agreed to.

The House took up the Senate amendments to the following bills of the House and concurred in the same, viz:

A bill to regulate the collection of jury fees in the Superior and Inferior Courts of the county of Upson.

A bill to change the county line between the counties of Jefferson and Emmanuel and the counties of Carroll and Heard.

And a bill to give certain privileges to William B. Wofford, of Murray county.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bills of the House of Representatives:

A bill to be entitled an act to re-enact and declare in force all statutes relating to the incorporation of the town of Conyers, in Newton county, and for other purposes.

Also a bill to be entitled an act to prevent obstructions of certain water courses therein named.

Also a bill to be entitled an act to grant to the Mayor and Aldermen of the city of Savannah and the hamlets thereof, a certain line of wharf head therein named.

Also a bill to be entitled an act to provide for the compensation of the Superintendents of elections in the counties of Burke, Heard, Habersham, Elbert, Early and Jackson.

Also a bill to be entitled an act to amend the charter of the city of West Point, in the county of Troup, State of Georgia.

Also a bill to be entitled an act for the relief of Morgan Swinney, and for other purposes.

Also a bill to be entitled an act for the relief of Francis Hart, of Warren county, Meedy Lapley of Emmanuel county, David Young of Fannin county, Mitchel Gay of Emmanuel county, James Olliff of Bullock county and Andrew J. Hudson, late of Stewart county.

Also a bill to be entitled an act to authorize the Justices of the Inferior Court of Baldwin county to issue bonds for the purpose of building a bridge across the Oconee River.

Also a bill to be entitled an act to point out the mode and

manner in which open accounts shall be proved, so far as relates to the county of Decatur.

Also a bill to be entitled an act to extend the charter of the Barnesville and Thomaston Railroad, and other purposes therein named.

Also a bill to be entitled an act to reduce the Sheriff's bond of Colquitt county, and to consolidate the offices of the Clerk of the Superior Court and Clerk of the Inferior Court of said county.

Also a bill to be entitled an act to incorporate the Skidaway Shell Road Company, and for other purposes.

Also a bill to be entitled an act to regulate certain bonds therein mentioned in the counties of Lumpkin and Dawson.

Also a bill to be entitled an act to confer certain powers on the City Council of Augusta and Savannah.

Also a bill to be entitled an act for the relief of James Crocker, former Surveyor of the county of Habersham, and for other purposes therein mentioned.

The Senate has also passed the following bills of the House with amendments in which they ask the concurrence of this branch of the General Assembly:

A bill to be entitled an act to regulate the collection of jury fees in the Superior and Inferior Courts of the county of Upson.

Also a bill to be entitled an act to give certain privileges to William B. Wofford, of the county of Murray.

Also a bill to be entitled an act to change the county line between the counties of Jefferson and Emmanuel and the counties of Carroll and Heard.

The Senate has also agreed to the following resolution:

A resolution in reference to the act rendering certain the compensation of teachers of poor children.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following bills of the House of Representatives:

A bill to be entitled an act to authorize the county of Floyd to aid in constructing the Georgia and Alabama Railroad, by the subscription for stock, and the issue of bonds therefor, upon a vote of the citizens of said county.

Also a bill to be entitled an act to authorize the City Council of Rome to subscribe for one hundred thousand dollars of stock in the Georgia and Alabama Railroad Company, on certain conditions, and for other purposes.

Also a bill to be entitled an act for the relief of Lucy P Watt, alias Lucy P Cox, of the county of Muscogee.

Also a bill to be entitled an act to incorporate Coffee Lodge No. 193, of the county of Telfair, LaFayette Lodge, No. 44, of the county of Forsyth, and Canton Lodge, No. 77, of the county of Cherokee, of Free and Accepted Masons.

Also a bill to be entitled an act to authorize the Inferior Court of Campbell county to employ the Surveyor of said county to run the lines between the counties of Campbell and Fayette.

Also a bill to be entitled an act to incorporate the Milledgeville Manufacturing Company.

Also a bill to be entitled an act for the relief of William L. Dallas and others.

Also a bill to be entitled an act to amend the charter of the Atlanta and LaGrange Railroad by changing the name of the same to that of the Atlanta and West Point Railroad, and to authorize the same to endorse the bonds of the Atlanta and Florida Railroad, and for other purposes.

The Senate has also passed the following bill of the House with an amendment, in which they ask the concurrence of the House of Representatives :

A bill to be entitled an act to alter and amend the road laws of this State, so far as relates to the county of Wayne.

The Senate has also concurred in the following resolution of the House of Representatives :

A resolution relative to the erection of a monument to the memory of the late Capt. Isaac Holmes, who fell in the late Mexican War.

Mr. Hillyer relinquished his leave of absence and obtained leave of absence for Mr. Everett, on indispensable business.

The House took up the Senate amendments to the bill of the House to amend the road laws of this State, so far as relates to the county of Wayne, and refused to concur in the same.

The Senate resolution relative to the claims of Georgia against the United States was taken up, read, and on motion of Mr. Taliaferro, indefinitely postponed.

The resolution of the Senate for the relief of the Tax Collector of Floyd county for the year 1856, was taken up and agreed to.

A Senate resolution authorizing the Governor to furnish certain books to the counties therein named, was taken up and lost.

The resolution relative to the publication of five hundred copies of the act to render certain the compensation of teachers of poor children, &c., &c., was also taken up and lost.

The Senate resolution relative to the establishment of an armory between Atlanta, Georgia, and Knoxville, Tennessee, was taken up, amended, and agreed to.

The House adjourned until 9½ o'clock, a. m., to-morrow.

TUESDAY, DECEMBER 22d, 1857.

The House met pursuant to adjournment.

Mr. Taliaferro moved to reconsider so much of the Journal of yesterday as relates to the action of the House in agreeing to the resolution reported by the Committee on Journals, relative to the recording clerks of the House.

Upon this motion Mr. Kenan required the yeas and nays to be recorded.

There are, yeas 72, nays 16.

Those who voted in the affirmative are Messrs :

Barrett,	Hardeman,	Milledge,
Batts,	Hames,	Moore of Clarke,
Bell,	Harris of Cobb,	Mott,
Bigham,	Harris of Dougherty,	Neal,
Black,	Harper,	Owens,
Brantley,	Harrison,	Phillips,
Brassell,	Hays,	Pittard,
Braswell,	Hillyer,	Price,
Causey,	Hines,	Reid,
Christy,	Holden,	Roberts of Cherokee,
Clarke,	Holliday,	Schley,
Cureton,	Holmes,	Sherman,
Darden,	Howard,	Strange,
Davis,	Johnson,	Taliaferro,
DeLamar,	Julian,	Terrell,
Fain of Fannin,	Kenan,	Walker of Clarke,
Fannin,	Kimbrough of Stew-	Webster,
Faulk,	art,	Westmoreland,
Fortner,	Kitchens,	White,
Frederick,	Lane,	Wilkes,
Gay,	Lewis of Hancock,	Wood,
Gilbert,	Mattox,	Worley,
Glass,	McAfee,	Wright.
Griffith,	McCants,	
Grovensteine,	McMillian,	

Those who voted in the negative are Messrs :

Awtry,	Embry,	Pickett,
Bogges,	Fain of Union,	Shelton,
Coleman,	Hall,	Smith of Coweta,
Cook,	Jones,	Smith of Towns.
Craft,	Luffman,	
Crittenden,	McEver,	

So the motion to reconsider prevailed.

On motion of Mr. Wilkes, so much of the Journal of yesterday as relates to the establishment of certain mail routes, which was lost, was reconsidered.

Mr. Smith of Towns, moved to reconsider so much of the Journal of yesterday as relates to the rejection of a resolution relative to the claims of Georgia against the United States.

The motion was lost.

Mr. ———, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House, the following acts, to wit :

An act to amend an act incorporating the town of Thomasville, and to grant certain privileges to the same.

Also an act to amend the charter of the Atlanta and La-Grange Railroad, and for other purposes therein named.

Also an act to incorporate Coffee Lodge No. 193, of the county of Telfair, LaFayette Lodge No. 44, of the county of Fayette, and Canton Lodge No. 77, of the county of Cherokee, of Free and Accepted Masons.

Also an act to alter and change the county line between the counties of Jefferson and Emmanuel.

Also an act for the relief of William L. Dallas and others.

Also an act to amend the several laws of this State upon the subject of writs of Certiorari.

Also an act to incorporate the Milledgeville Manufacturing Company.

Also an act to incorporate the town of Jasper in the county of Pickens, and for other purposes.

Also an act to authorize the Mayor or Mayor and Aldermen of the cities of Columbus and Griffin, to remove the occupants or inmates of lewd and disorderly houses in said cities.

Also an act to authorize the city council of Rome to subscribe for stock in the Georgia and Alabama Railroad on certain conditions, and for other purposes.

Also an act to grant to the Mayor and Aldermen of the city of Savannah, certain privileges therein named

Also an act for the relief of Henry Duke of the county of Jackson, and certain other persons.

Also an act to authorize the Inferior Court of Campbell county to do certain things therein named.

Also an act to regulate the collection of Jury fees in the Superior and Inferior Courts of the counties of Upson and Jasper.

Also an act to give certain privileges therein mentioned to William B. Wofford of the county of Murray.

Also an act for the relief of Morgan Swinney, and for other purposes.

Also an act to prevent the obstruction of certain water courses therein mentioned.

Also an act to provide for the compensation of the superintendents of election in the counties of Burke, Heard, Habersham, Elbert, Early and Jackson.

Also an act to amend the charter of the city of West Point in the county of Troup, State of Georgia.

Also an act to authorize the county of Floyd to aid in the construction of the Georgia and Alabama Railroad, and other purposes therein named.

Also an act to point out the mode and manner in which open accounts shall be proved, so far as relates to the county of Decatur.

The following message was received from the Governor by Mr. McComb, his Secretary :

Mr. Speaker:—The Governor has approved and signed,

An act to appropriate money for the support of the Government for the political year 1858, and for other purposes.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker:—The Senate has passed the following bills of the House of Representatives:

A bill to be entitled an act to incorporate the town of Swainsborough in Emmanuel county.

Also a bill to be entitled an act to incorporate the Montour Village, appoint commissioners for the same, and define the limits thereof.

Also a bill to be entitled an act to incorporate the Georgia and Alabama Steamboat Company.

Also a bill to be entitled an act to consolidate the office of the Clerk of the Superior and Inferior Courts of the county of Haralson.

Also a bill to be entitled an act to extend and define the corporate limits of the town of Holmesville, in the county of Appling.

Also a bill to be entitled an act to authorize the Clerk of the Superior and Inferior Courts, and the Sheriff of Glynn county, to collect the fees of their offices at each term of the Superior and Inferior Courts.

Also a bill to be entitled an act to amend an act incorporating the city of Dalton in the county of Whitfield, assented to the 20th December, 1853, and for other purposes.

Also a bill to be entitled an act to amend the charter of the city of Columbus, and for other purposes.

Also a bill to be entitled an act to amend the several laws in relation to the town of Athens, and to extend the powers of the corporate authorities thereof.

Also a bill to be entitled an act to provide for the disposition of the money raised by fines on account of road duties in the county of Thomas, and to alter existing laws for that purpose.

Also a bill to be entitled an act to repeal the 5th section of an act entitled an act to amend an act to incorporate the town of Lumpkin, in Stewart county, approved January the 6th, 1850.

Also a bill to be entitled an act to repeal an act approved February 17th, 1854, entitled an act to compensate Petit Jurors in the county of Heard, and provide a fund for the same.

Also a bill to be entitled an act to amend the several acts now in force touching the corporation of the town of Madison, Morgan county, in this State, and for other purposes.

Also a bill to be entitled an act to authorize the Justices of the Inferior Court of the county of Burke, to levy an extra tax for educational purposes, upon the recommendation of the grand jury.

Also a bill to be entitled an act to authorize and require the trustees of Trenton Academy to sell said Academy, together with the lot of ground on which it is located, and to pay one moiety of the proceeds to the trustees of Trenton Male Academy, and the other moiety to the trustees of Trenton Female Academy, to be by them applied to building Male and Female Academies in or near Trenton.

Also a bill to be entitled an act amendatory of the several acts in reference to the city of Milledgeville.

Also a bill to be entitled an act to incorporate the Bainbridge Masonic Male Institute, and for other purposes.

A bill to be entitled an act to incorporate a fire and engine company for the city of Brunswick.

Also a bill to be entitled an act to point out the mode of levying and collecting all fines issued by the general board of road commissioners, and district commissioners, and patrol commissioners of the county of Chatham, and to define the liability of the levying officer and to establish his fees.

The Senate has also passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of the House :

A bill to be entitled an act to repeal so much of an act entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, as relates to the city of Atlanta.

Also a bill to be entitled an act to incorporate the Rome Female College.

The Senate recedes from their amendment to the bill of the House of Representatives, to amend the tax laws of this State.

The Senate adheres to their amendment to the bill of the House of Representatives to be entitled an act to alter and amend the road laws of this State, so far as relates to the county of Wayne.

Mr. Kirby, from the Committee on Enrollment reports as duly enrolled and ready for the signature of the Speaker of the House, the following acts, viz :

An act to repeal an act entitled an act to appoint County

reasurers, and define their duties, and for other purposes therein specified.

Also an act to amend an act to allow the Sheriff of Chatam county, certain fees not allowed by law, and for other purposes therein specified.

Also an act to authorize the Justices Court of the 655th district, G. M., at LaGrange, to be held for a longer term than one day, and to adjourn from day to day.

Also an act to amend an act passed the 17th day of December, 1847, to authorize parties to compel discoveries at common law, and for other purposes therein mentioned.

Also an act to fix the time for the election in the city of LaGrange.

Also an act for the protection of securities and endorsers, and to authorize the issuing of bail process in certain cases.

Also an act to declare the law of evidence in certain cases, and to prescribe rules under which Clerks may refuse to record deeds, and for other purposes.

Also an act to incorporate the Catoosa Springs Company, and for other purposes.

Also an act for the relief of Benjamin Johnson of Gilmer county, and for other purposes therein named.

Also an act to incorporate the town of Buchanan in the county of Haralson, State of Georgia, and for other purposes.

Also an act to authorize the issuing of alias executions by the several Courts of law within this State, when the originals have been lost.

Also an act to incorporate the Georgia and Alabama Railroad Company, and for other purposes therein mentioned.

Also an act to provide for the election of a public administrator in the counties of Thomas, Muscogee, Clarke and Greene.

Also an act for the relief of James Edmondson of the county of Murray, security of Thomas J. Harper, tax collector, and for other purposes.

Also an act to incorporate a bank in the town of Thomasville, to be called the bank of Upson.

Also an act to amend the 1st section of an act entitled an act to provide compensation for the commissioned officers, non-commissioned officers, musicians and privates, and for other purposes therein mentioned.

Also an act to regulate the mode of appointment and number of subordinate and assistant Clerks in the Senate and House of Representatives of the General Assembly of Georgia.

Also a resolution in relation to the erection of a monument over the grave of Capt. Holmes.

The House took up the Senate amendment to the following bills of the House and concurred in the same, viz :

A bill to repeal so much of an act entitled an act to organize and establish a Criminal Court in the cities of Co-

lumbus, Macon, Atlanta and Rome, as relates to the city of Atlanta; and

A bill to incorporate the Rome Female College.

The House refused to recede from their disagreement to the Senate amendment to the bill of the House to alter and amend the road laws of this State as relates to the county of Wayne.

The House took up the report of the committee on the bill of the Senate for the relief of William C. Holliday, of the county of Fayette.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend the claim laws of this State as to Superior and Inferior Courts.

The same was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to incorporate the LaGrange and Troup Factory Railroad, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Inferior Court of the county of Terrell to issue bonds, &c., and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate an Insurance Company called the Merchants and Mechanics' Mutual Insurance Company of the city of Macon.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate a railroad company to be called the Bainbridge and Northern Railroad Company, and to amend an act to incorporate the St. Mary's Railroad Company, approved March 3d, 1856, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to allow parties in Justices' Courts to prove open accounts when the sum does not exceed fifty dollars.

The report was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill of the Senate relative to the appointment of a public administrator and guardian, defining his duties, &c.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed as amended.

Mr. Cook offered a resolution in reference to the Atlantic and Gulf Railroad Company, which was decided out of order by the Speaker *pro. tem.*

Mr. Lewis of Hancock took an appeal from said decision, and upon the same required the yeas and nays to be recorded.

There are yeas 52, nays 29.

Those who voted in the affirmative are Messrs:

wtry,	Griffith,	McEver,
arrett,	Grovensteine,	McWhorter,
ell,	Hall,	Moore of Clarke,
lack,	Hardeman,	Mott,
rantley,	Hames,	Neal,
rassell,	Harris of Cobb,	Owens,
oleman,	Harrison,	Phillips,
rittenden,	Hays,	Pittard,
ureton,	Hines,	Roberts of Cherokee,
leLamar,	Holliday,	Shelton,
mbry,	Hughes,	Sherman,
aulk,	Johnson,	Taylor,
incannon,	Julian,	Walker of Clarke,
rederick,	Kimbrough of Stew-	Webster,
ay,	art,	Wilkes,
ilbert,	Lane,	Wood,
ordon,	Mattox,	Worley.
raham,	McConnell,	

Those who voted in the negative are Messrs:

atts,	Fannin,	McCants,
igham,	Harris of Dougherty,	Moore of Glynn,
logges,	Harper,	Pickett,
annon,	Hillyer,	Price,
ausey,	Holden,	Reid,
larke,	Howard,	Smith of Towns,
ook,	Kitchens,	Strange,
arden,	Lee,	Taliaferro,
avis,	Lewis of Hancock,	Wright.
ain of Fannin,	Luffman,	

So the decision was sustained.

The House took up the report of the committee on the bill of the Senate to define and establish the fees of the Ordinaries, Clerks of the Superior and Inferior Courts, Sheriffs, Bailors, Justices of the Peace and Constables of this State, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize John G. McHenry and Thomas

N. Poullain, administrator on the estate of James H. McHenry, deceased, late of Greene county, to purchase a farm and stock the same, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act now in force regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond Monroe and Lee, and to provide the mode of collecting the same, approved 22d February, 1852, so far as relates to the county of Bibb.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act to point out the mode of ascertaining the relief and support to which widows and orphans are entitled out of the estates of their deceased husbands and parents in cases where letters testamentary or administration shall hereafter be granted, and for other purposes, approved February 19th, 1856, so as to allow an appeal from the return of the appraisers and the judgment of the Ordinary therein as in other cases.

The report was agreed to, the bill was read the third time and passed.

Mr. Kirby, from the Committee on Enrollment, reports a duly enrolled and ready for the signature of the Speaker of the House the following acts, viz :

An act to regulate certain bonds therein mentioned.

Also an act entitled an act to compensate petit jurors in the county of Heard, and for other purposes.

Also an act to provide for the disposition of money raised by fines in the county of Thomas, &c.

Also an act to authorize the Justices of the Inferior Court of Butts county to levy an extra tax, and for other purposes.

Also an act to repeal the 5th section of an act entitled an act to amend an act to incorporate the town of Lumpkin, &c.

Also an act to authorize the Inferior Court of Campbell county to employ a Surveyor for certain purposes therein named.

Also an act for the relief of Lucy P. Watt, alias Lucy F. Cox, of the county of Muscogee, and for other purposes.

Also an act to authorize the raising and establishing Fire Company in the city of LaGrange, and for other purposes therein named.

Also an act for the relief of James Crocker, former County Surveyor of Habersham, and for other purposes.

Also an act for the relief of the Tax Collector of the county of Walton, for the year 1853, and his securities.

Also an act to extend the charter of the Barnesville and Thomaston Railroad, and for other purposes.

Also an act to reduce the Sheriff's bond of Colquitt county, and for other purposes therein mentioned.

Also an act for the relief of Francis Abbot of Warren county and for other persons therein named.

Also an act to confer certain powers on the City Council of Augusta and Savannah

Also an act to re-enact and to declare in full force all laws relating to the incorporation of the town of Conyers, in Newton county.

The House took up the report of the committee on the bill of the Senate incorporating the Houston Flour Exporting and Banking Company, and conferring certain powers and privileges on the same.

The bill was amended. The amended report was agreed to, the bill was read the third time and on the question of its passage, Mr. Hall required the yeas and nays to be recorded.

There are yeas 51, nays 28.

Those who voted in the affirmative are Messrs :

Barrett,	Glass,	Milledge,
Batts,	Gordon,	Mintz,
Bigham,	Grovensteine,	Moore of Clarke,
Black,	Hardeman,	Moore of Glynn,
Brantley,	Hames,	Mott,
Brassell,	Harris of Dougherty,	Neal,
Braswell,	Harper,	Phillips,
Clarke,	Harrison,	Shelton,
Crittenden,	Holden,	Sherman,
Darden,	Irwin,	Strange,
Davis,	Julian,	Taliaferro,
DeLamar,	Kenan,	Taylor,
Fannin,	Kimbrough of Stew-	Terrell,
Faulk,	art,	Walker of Clarke,
Fincannon,	Lewis of Hancock,	Westmoreland,
Frederick,	Luffman,	White,
Gay,	McConnell,	Wright.
Gilbert,	McWhorter,	

Those who voted in the negative are Messrs :

Awtry,	Harris of Cobb,	McEver,
Bell,	Hays,	Owens,
Bogges,	Hillyer,	Pickett,
Cannon,	Hines,	Pittard,
Christy,	Holliday,	Roberts of Cherokee
Coleman,	Howard,	Schley,
Embry,	Kirby,	Wood,

Fain of Fannin,
Griffith,
Hall,

Lane,
Lee,
Mattox,

Worley.

So the bill was passed as amended.

The House took up the report of the committee on the bill of the Senate to authorize suit to be brought upon Constable's bonds without an order of court.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the Inferior Courts of this State to establish, abolish or change the election precincts in the several counties of this State, and to legalize such election precincts as have heretofore been established by said Inferior Courts.

The same was amended. The report as amended was agreed to, the bill was read the third time and passed as amended.

The bill of the Senate to repeal an act passed the 17th February, 1854, in relation to Sheriff's certificates, &c., was indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to amend the attachment and garnishment law of this State.

The same was laid on the table for the balance of the session.

The House took up the report of the committee on the bill of the Senate to exempt certain persons from militia and jury duty.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate authorizing Joseph Tooke, executor of Andrew J. Coalson, late of Houston county, to purchase the interest of said Andrew J. Coalson in his estate.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to encourage persons making a will to provide a permanent fund for the collegiate preparation and education of indigent boys or young men.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to prescribe the mode of proving entries on the books of the Receivers of Tax Returns in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the

of the Senate to regulate the duties of Judges in certain cases and provide for the trial of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill the Senate to extend the provisions of an act assented to on January 21st, 1850, and to appoint commissioners to carry out the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill the Senate to be entitled an act to prescribe the mode of procedure in cases of suits at law or in equity, in the Courts of this State, by the legal representatives of decedents of other estates at the time of their death. The same was indefinitely postponed.

The House took up the report of the committee on the bill the Senate to alter and amend an act assented to on the 25th of January, 1856.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House the following acts, viz :

An act to extend and define the corporate limits of the town of Holmesville.

Also an act to authorize and require the trustees of Trenton Academy to do certain acts therein specified.

Also an act to consolidate the offices of the Clerks of the Superior and Inferior Courts of the county of Haralson.

Also an act to authorize the Justices of the Inferior Court of Baldwin county to issue bonds for certain purposes.

Also an act to amend the first section of an act entitled an act to provide compensation for the commissioned, non-commissioned officers, musicians and privates of certain companies.

Also an act to incorporate the town of Swainsboro, in Emanuel county.

Also an act amendatory of the several acts of force in reference to the corporation of the city of Milledgeville.

Also an act to incorporate the Montour Village, of Hancock county, and for other purposes therein named.

Also an act to authorize the Justices of the Inferior Court of the county of Burke to levy an extra tax for certain purposes.

The Senate bill to amend an act providing for the speedy trial of cases in law and equity, and for other purposes, and the bill in relation to the payment of witnesses' fees in criminal cases in this State were indefinitely postponed.

The House took up the report of the committee on the bill of the Senate to extend the time of the operation of an act entitled an act to authorize bills of sale to be proven, recorded and admitted in evidence in certain cases therein specified, approved March 4th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to authorize the appointment of an Inspector of liquors, wines and spirits, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

An act to authorize the county Treasurer of Murray county to pay Alexander Martin, of Murray county, out of the county funds, certain claims therein specified for the years 1852 and '53.

Also an act to incorporate the Bowden Collegiate Institute, to appoint trustees for the same, and to confer certain privileges.

Also an act to amend the patrol laws of this State, approved February 20th, 1854, so far as relates to the county of Franklin.

Also an act for the relief of Drewry Boatright, and to relieve him from certain disabilities.

Also an act to prevent the killing of female deer in the county of Glynn, at certain periods of the year.

Also an act to change the time of holding the Superior and Inferior Courts of the counties herein named.

Also an act to change the county lines of Marion and Taylor, and the county lines of Coweta and Heard.

Also an act to incorporate the "Savannah Flour Exporting Mill Company.

Also an act to alter and amend the several acts in relation to itinerant traders, and to prescribe the mode of obtaining license, so far as relates to the county of Worth.

Also an act for the relief of the citizens of the 995th and 994th districts G. M., in this State.

Also an act to make it penal to cut and haul off timber from lands in the counties of Telfair and Early without the consent of the owner or agent, or tenant in possession.

Also an act to amend an act entitled an act to amend an act entitled an act for the better regulation and government of the town of Elberton, passed December 20th, 1824.

Also an act for the protection of the pilots of the port of St. Marys, within this State.

Also an act to prevent the sale of ardent spirits or intoxica-

ting liquors at or near the poor house precinct in Richmond county on days of general elections, or county elections, and to make it penal to do so.

Also an act to amend the act incorporating the town of Fort Valley, in Houston county, approved March 3d, 1856.

Also an act to punish all owners of slaves and guardians of free persons of color, and said slaves and free persons of color in the counties of Warren and Taliaferro, for said owners and guardians allowing said slaves and free persons of color to live alone, and prevent the same.

Also an act for the relief of George W Newman, and for other purposes.

Also an act to empower the Judge of the Superior Court of the Western Circuit to hold the Spring Term of the Superior Court of Gwinnett county, two weeks, in certain cases, and change the time of holding the Spring Term of said Court, also the Superior Court of Fayette county.

Also an act to incorporate the "Georgia Insurance Company."

Also an act to incorporate the town of Irwinville, in the county of Irwin, and to confer upon the citizens of said town the privileges of electing town commissioners, with certain powers, &c.

Also an act for the relief of Sarah Anderson, of the county of Telfair.

Also an act to change the line between the counties of Pickens and Dawson, and for other purposes therein mentioned.

Also an act amendatory of an act entitled an act to incorporate "Ocmulgee Mills."

Also an act to change and make certain the line between the counties of Irwin and Coffee.

Also an act to extend the corporate limits of the town of Marshallville, in Macon county.

Also an act to incorporate the Executive Committee of the Washington Institute of the State of Georgia.

Also an act to amend the charter of the city of Albany.

Also an act to add additional managers to the Fort Gaines Academy Lottery, to amend and continue in force an act entitled an act to remove the undisbursed funds of Smithville Academy, in Clay county, to the town of Fort Gaines, in said county, approved 26th December, 1831, conferring on the trustees certain powers, and for other purposes therein mentioned.

Also an act to amend the road laws of this State, as to the county of Bibb.

Also an act to authorize the Sheriff of Rabun county to sell lot of land number ten (10) in the second district of said county, and pay the money over to the commissioner of the poor school fund, and for other purposes.

Also an act to incorporate the "Clayton Mining Company."

The House took up the report of the committee on the bill of the Senate to amend the 2d section of an act entitled an act to raise the jurisdiction of the Justices of the Peace, approved March 5th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to explain the 11th section of an act to lay out and organize a new county from the counties of Lee and Randolph, &c., approved February 16th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate Ocoee Lodge, No. 201, of Free and Accepted Masons, of the town of Morganton, and the Traveller's Rest Lodge, No. 65, of Free and Accepted Masons.

The same was amended, on motion of Mr. Faulk, by incorporating a Lodge of Free and Accepted Masons in the county of Twiggs. Also amended on motion of Mr. Lewis, of Hancock.

The report as amended was agreed to, the bill was read the third time and passed as amended.

The House took up the report of the committee on the bill of the Senate to amend the attachment laws of this State.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker:—The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act to define how many Justices of the Inferior Courts of this State shall concur in opinion, to make a judgment of said Court.

Also a bill to be entitled an act to repeal the 5th and 6th sections of an act to appropriate money for the Deaf and Dumb, and for other purposes, approved 1st March, 1856 and to provide for the appointment of commissioners for said Institution, and other purposes.

The Senate has also passed the following bill of the House of Representatives, with an amendment, in which they ask the concurrence of the House :

A bill to be entitled an act to authorize the trustees of Glynn county Academy to sell the Academy buildings, &c. of said Academy.

The House took up the report of the committee on the bill of the Senate to incorporate the Marietta Paper Mill Company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill

of the Senate for the relief of certain persons and banks herein named.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to amend an act to authorize Judges of the Superior Courts of this State to appoint Receivers during vacation, and to require the complainant in all cases asking for writs of *ne exeat quia timet* and all applications asking for the appointment of a Receiver, or for injunctions to give bond and security to the respondent for any loss or damage which he or they may sustain by the suing out said writs, and for other purposes, approved March 4th, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to relieve iron masters in Cass county from paying tax on pig iron, the product of their furnaces.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to be entitled an act compulsory upon the several railroads of this State to give checks for trunks and baggage in separate pieces, when required at any of the stations of said roads, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to provide for the perfecting of titles to land where parties die and have bonds out for titles.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to repeal the 12th section of an act to alter, change and amend an act entitled an act to incorporate the town of Decatur, in the county of DeKalb.

The same was laid on the table for the balance of the session.

The House took up the report of the committee on the bill of the Senate for the protection of rice planters and rice sellers within the State of Georgia, and for other purposes.

The report was agreed to. The bill was read the third time and passed.

The House concurred in the Senate amendment to the bill of the House authorizing the trustees of Greene County Academy to sell the academy buildings, &c.

The House adjourned until 2½ o'clock, p. m.

TWO AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Kenan offered the following resolution which was taken up, read and unanimously adopted, viz:

Whereas, it being the pride of all nations to commemorate the deeds of their noble dead, we take this opportunity of rendering legislative tribute to one, the fruit of whose successful toils Georgia so abundantly reaps—one whose legislative career inaugurated the system of railroad enterprise within our State, and whose indefatigable exertions aided by a statesman's foresight, shed a lustre over the legislation of his day, which no time and no circumstances can extinguish. We allude to the lamented Gordon, of Savannah, the founder of railroads in Georgia. And as an expression of our appreciation of his services, and love for his memory,

Be it resolved, That a committee of this House be appointed to report to the next General Assembly such measures to perpetuate his memory and deeds as they may think proper and becoming, and that the Speaker of this House be added to said committee.

Under this resolution the following committee was appointed: Kenan, Milledge, Harrison, Fannin of Morgan, Hardeman, Westmoreland, Smith of Towns, Irwin, Harris of Dougherty, Bigham, Crittenden, Schley, Cannon, Lewis of Hancock, Mott and Underwood.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has passed the following bill of the House of Representatives:

A bill to be entitled an act to prescribe the manner in which service may be perfected on executors and administrators under the circumstances therein mentioned.

The Senate has receded from its amendment to the following bill of the House of Representatives:

A bill to be entitled an act to alter and amend the road laws of this State so far as relates to the county of Wayne.

The Senate has concurred in the amendment of the House to the bill of the Senate to be entitled an act in reference to the appointment of a public administrator and guardian, defining his duties, &c.

The Senate has concurred in the amendment of the House to the following resolution of the Senate:

A resolution requesting the establishment of an armory between Atlanta, Georgia, and Knoxville, Tennessee.

Mr. Hardeman offered a resolution in relation to the correction of a mistake which occurred in enrolling the general appropriation bill for the political year 1858.

The same was taken up, read and agreed to

The House took up a resolution relative to certain mail routes, and agreed to the same.

Mr. Holden offered the following resolution, which was, on motion taken up and agreed to, viz:

Resolved, By the Senate and House of Representatives, that the Governor be requested to have the Constitution of the State and the rules of the Senate and House of Representatives published in the volume of the acts of the present session of the General Assembly.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker:—The Senate has passed the following bills of the House with an amendment in which they ask the concurrence of the House:

A bill to be entitled an act to prevent the banks of other States from carrying on the business of banking within this State.

Mr. Speaker:—The Senate has concurred in the resolution of the House relative to an error in the appropriation bill.

Mr. Kirby, from the Committee on Enrollment, reports as duly enrolled and signed by the Speaker of the House an act to repeal so much of an act approved March 5th, 1856, entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction as relates to the city of Atlanta, and for other purposes.

Also an act to amend the several acts now in force touching the corporation of the town of Madison, and for other purposes, &c.

Also an act to incorporate the Georgia and Alabama Steamboat Company.

Also an act to amend the 3d section of an act approved 25th December, 1845, to amend the charter of the city of Columbus, and for other purposes.

Also an act to authorize the Clerks of the Superior and Inferior Courts and the Sheriffs of Glynn county to collect the fees of their offices at each term of said Courts.

Also an act to amend the several tax laws of this State.

Also an act to incorporate the Skidaway Shell Road Company, and for other purposes therein named.

Also an act to incorporate the Bainbridge Masonic Male Institute, and for other purposes.

Also an act to incorporate a fire and engine company for the city of Brunswick.

Also an act to amend the 4th section of an act incorporating the city of Dalton, in the county of Whitfield, assented to on the 20th day of December, 1853, so far as to give the election of Clerk and Treasurer of said city to the qualified voters of said city, and for other purposes.

Also an act to incorporate the Southern Copper Mining Company, and for other purposes.

The following message was received from the Governor by Mr. McComb his Secretary :

Mr. Speaker.—The Governor has signed the following acts to-wit :

An act to authorize the connection of the Muscogee Railroad with the Opelika Branch Railroad and the Mobile and Girard Railroad at Columbus.

An act to add an additional section to the tenth division of the Penal Code, and for other purposes.

An act to amend an act assented to December 30th, 1847, entitled an act to abolish the allowance of tare and gross weight on bales of unmanufactured cotton.

An act to authorize the foremen of Grand Juries to swear witnesses.

An act to prohibit persons in the county of Emmanuel from poisoning the water courses in said county with buck-eye and other poisonous substances, for the purpose of catching fish, and thereby destroying cattle and other stock on said water courses.

An act to repeal an act approved March 5th, 1856, to allow the Clerks of the Superior and Inferior Courts of Ware county to hold their offices at their residence.

An act to incorporate the Putnam Rifles and to grant them certain powers and exempt them from the duties therein named.

An act to purchase the Georgia Military Institute, at Marietta, and provide for the comfort of cadets who may be sent there for instruction.

An act to amend an act entitled an act to allow executors, administrators and guardians to resign their trusts on certain conditions

An act to authorize the Justices of the Inferior Court of Union county to levy an extra tax upon certain conditions therein specified, and for other purposes therein mentioned.

An act for the relief of Henry P. Hoff, of the county of Oglethorpe.

An act to amend an act entitled an act to regulate the rate of tavern license in this State, approved 15th December, 1809, so far as relates to the county of Stewart.

An act to repeal so much of an act entitled an act to organize and establish a Criminal Court in the cities of Columbus, Macon, Atlanta and Rome, and to define its jurisdiction, approved March 5th, 1856, as relates to the cities of Columbus and Rome.

An act for the relief of Joel P. Cline.

Mr. Kenan offered the following resolution, which was taken up read and amended, viz :

Resolved, That it is clearly the opinion of the General As-

sembly, that the last Legislature had no authority to prescribe to this Legislature, the number of Journals of this Session which should be printed, and that we direct that the number of Journals to be printed, shall be limited to fifteen hundred of the House Journals, and fifteen hundred of the Senate Journals, and twenty-five hundred copies of the laws.

Mr. Hillyer moved to lay the resolution and amendments on the table for the balance of the session.

Upon this motion, Mr. Kenan required the yeas and nays to be recorded, and were yeas 50, nays 31.

Those who voted in the affirmative are Messrs:

Barrett,	Gay,	Neal,
Batts,	Gilbert,	Owens,
Bell,	Gordon,	Pickett,
Black,	Griffith,	Reid,
Boggess,	Hall,	Roberts of Cherokee,
Brassell,	Hardeman,	Shelton,
Cannon,	Harris of Cobb,	Smith of Coweta,
Christy,	Hays,	Smith, of Towns,
Coleman,	Hillyer,	Strange,
Conley,	Jones,	Taylor,
Cook,	Julian,	Webster,
Crittenden,	Lane,	Westmoreland,
Daniel,	Luffman,	Wilkes,
Embry,	McAfee,	Wood,
Fain of Union,	McCants,	Worley,
Faulk,	McConnell,	Wright.
Fincannon,	McEver,	

Those who voted in the negative are Messrs:

Awtry,	Grovensteine,	McWhorter,
Bigham,	Hames,	Milledge,
Braswell,	Harper,	Mintz,
Causey,	Hines,	Moore of Clarke,
Clarke,	Holden,	Mott,
Cureton,	Holliday,	Phillips,
Darden,	Holmes,	Pittard,
Davis,	Johnson,	Schley,
DeLamar,	Kenan,	Sherman,
Fannin,	Lee,	Taliaferro,
Fortner,	Lewis of Hancock,	Terrell,
Frederick,	Mattox,	Walker of Clarke,
Glass,	McMillian,	White.

So the motion prevailed.

Mr. Kenan offered the following resolution, which was amended and agreed to, viz:

Resolved, As notice to the Public Printer, that the next Session of this Legislature will claim the right at the next

session to limit the amount of its printing of Journals, Acts of the Legislature, &c.

The House took up the Senate amendments to the bill of the House, relative to Agencies of Foreign Banks in this State, and concurred in the same.

The House took up the resolution offered by the committee on Journals, and an amendment to the same, to-wit:

Strike out recording Clerks, and insert recording Clerk. The same as amended was agreed to.

Mr. Cannon of Wayne, offered the following resolution, which was taken up, read and unanimously agreed to, viz:

Resolved, That this House render to the Hon. John W. H. Underwood, its sincere thanks for the courtesy, impartiality and ability which he has uniformly exhibited as its presiding officer.

Mr. Hillyer offered the following resolution, which was taken up and agreed to, viz:

Resolved, That the Clerk be instructed to inform the Senate that the House of Representatives have completed all business lying upon their table for action, during the present session of the General Assembly, and are now ready to adjourn.

Mr. Kenan moved to take up the resolutions offered by Mr. Smith, of Towns, and Mr. Smith, of Coweta, in relation to the President, Kansas, &c.

Upon this motion the yeas and nays were demanded by a number of gentlemen.

There are yeas 37, nays 57.

Those who voted in the affirmative, are Messrs:

Bell,	Glass,	Milledge,
Bigham,	Hardeman,	Mintz,
Brantley,	Hames,	Moore of Clarke,
Braswell,	Harper,	Moore of Glynn,
Causey,	Holden,	Mott,
Clarke,	Holmes,	Phillips,
Cureton,	Howard,	Sherman,
Daniel,	Johnson,	Smith of Towns,
Darden,	Kenan,	Terrell,
Davis,	Lewis of Hancock,	Walker of Clarke,
Fain of Union,	Mattox,	White.
Fannin,	McMillian,	
Frederick,	McWhorter,	

Those who voted in the negative are Messrs:

Awtry,	Hall,	McEver,
Barrett,	Harris of Cobb,	Neal,
Batts,	Harris of Dougherty,	Owens,
Black,	Harrison,	Pickett,
Bogges,	Hays,	Price,

Issell,	Hillyer,	Reid,
Mon,	Hines,	Schley,
eman,	Holliday,	Shelton,
aley,	Irwin,	Smith of Coweta,
ok,	Jones,	Strange,
ttenden,	Julian,	Taliaferro,
Lamar,	Kimbrough of Stew-	Taylor,
lbry,	art,	Webster,
n of Fannin,	Kirby,	Westmoreland,
alk,	Lane,	Wilkes,
eannon,	Lee,	Wood,
y,	Luffman,	Worley,
bert,	McAfee,	Wright.
rdon,	McCants,	
ffith,	McConnell,	

So the motion was lost.

The following resolution was offered by Mr. Hillyer, taken and unanimously agreed to, viz :

Resolved, That the thanks of this House are hereby tendered to the Hon. John Milledge, of Richmond, Speaker pro. , for his faithful, skillful, and able discharge of the duties which have devolved upon him as presiding officer of the use.

The following resolution was offered by Mr. Jones, of Warren, taken up and agreed to, viz :

Resolved, That the thanks of this House be and they are hereby tendered to the Hon. Alexander M. Spear, the Clerk of this House, and his associate Clerks, for their prompt attention to their duties and their gentlemanly bearing towards members of this General Assembly.

Mr. McWhorter offered the following resolution, which was taken up, read and agreed to, viz :

Resolved, That the undivided thanks of the General Assembly are due and hereby tendered to Jesse Oslin, Messenger of the House, for his prompt, efficient and untiring attention to each and every member of this body.

The Senate amendments to the following bills of the House were taken up and concurred in, viz :

bill to amend an act to incorporate the Georgia Air Line Railroad, and to confer banking privileges on said company, and a bill to authorize Wm. B. Ayers, of Carroll, and others to practice medicine and charge for the same.

The following message was received from the Senate by Terhune, their Secretary :

Mr. Speaker :—The Senate has passed the following bills in the House :

bill to be entitled an act to authorize John C. Whitner, Samuel T. Whitaker, to act as Notary Public, in the

City of West Point, Georgia, for certain purposes therein named.

Also a bill to be entitled an act to repeal so much of an act changing the times of holding the Superior Courts in certain counties therein named, passed at the last session as relates to the counties of Hancock and Warren.

The following message was received from the Senate, by Mr. Terhune, their Secretary:

Mr. Speaker.—The Senate has concurred in the amendments of the House to the following bills of the Senate:

A bill to be entitled an act incorporating the "Houston Flour Exporting and Banking Company," and conferring certain powers and privileges on the same.

Also a bill to be entitled an act to incorporate Ocoee Lodge number two hundred and one, of Free and accepted Masons of the town of Morganton, and Travelers Rest Lodge, number sixty-five, of Free and Accepted Masons.

Also a bill to be entitled an act to authorize the Inferior Courts of this State to establish, abolish, or change the election precincts in the several counties of this State, and to legalize such election precincts as have heretofore been established by said Inferior Courts.

The Senate has also concurred in the amendment of the House, to the following resolution of the Senate:

A resolution in relation to certain Mail routes therein named.

The Senate has also passed the following bills of the House with amendments to which they ask the concurrence of the House.

A bill to be entitled an act to authorize William B. Aye of Carroll, J. G. Faircloth, of Baker, D. A. Weaver, of DeKalb and other persons to practice medicine, charge for and collect the same.

Also a bill to be entitled an act to amend an act incorporating the Georgia Air Line Railroad Company, approved March 5th, 1856, and to confer banking and other privileges on the same.

The Senate has passed the following House bills without amendments.

A bill to be entitled an act to incorporate the Young Physic Medical College, of the State of Georgia, and to change the name of the St. Johns Free Chapel, in the city of Savannah.

Also a bill to be entitled an act to prevent non-residents of the county of Colquitt from camp hunting, and for other purposes.

The following message was received from the Governor through Mr. McComb, his Secretary:

Mr. Speaker.—I am directed by his Excellency the Governor

transmit to this branch of the General Assembly a communication in writing, with the bill to which it relates.

Mr. Kirby from the Committee on Enrollment, reports as follows, enrolled and ready for the signature of the Speaker, of the House, the following acts, viz :

An act to incorporate the Rome Female College, and the Athensville Masonic Male and Female High School.

Also an act defining how many Justices of the Inferior Courts of this State, shall concur in opinion to make the judgment of said Court.

Also an act to repeal the 5th and 6th sections of an act to appropriate money for the Deaf and Dumb, and for other purposes, approved March 1st, 1856, and for other purposes.

Also an act to point out the mode of levying and collecting fines issued by the General Board of Road Commission- and for other purposes therein named.

Also an act to prescribe the manner in which service may be perfected on Executors and Administrators under the circumstances therein mentioned.

Also an act to amend the several laws in relation to the City of Athens, and for other purposes therein mentioned.

The following message of the Governor, was on motion taken up and read.

EXECUTIVE DEPARTMENT, }
MILLEDGEVILLE, GA., December 22d, 1857. }

to the House of Representatives :

The bill which has received the approval of the General Assembly, entitled an act to incorporate a bank in the town of Thomaston, to be called the bank of Upson, has been duly considered by me, and I am obliged to say that a sense of duty compels me to return it to the House of Representatives, which it originated, without my sanction. We have, in my opinion, already committed a very great error in the extent to which we have enlarged our banking system in Georgia.

The banks are now able to control, to an alarming extent, the property of the State, and even to influence our Legislature; while the value of every man's property is, in a greater or less degree, dependent on their will. If they unite to expand their paper circulation, property is high, and the country appears to be very prosperous; but if they then contract their issues and suspend specie payment, as they have lately done, their bills depreciate and the price of property at once goes down. When our cotton and such other property which they may desire to speculate in, reach their lowest figures, they purchase them through their agents, ultimately realizing large profits at the expense of the people; and then again expand whenever they deem it their interest to do so. The privileges conferred by their charters, give them this power. This charter proposes to allow the bank to incur debts to an

amount equal to three dollars for every one of capital stock *paid in*, in gold and silver, while no provision is made that it shall *remain* in the bank under this charter. The bank may have in circulation an amount in bills three times as large as its whole capital stock, and may at the same time have the capital stock loaned out, with nothing in the bank with which to redeem the bills. In this state of things, if there happen to be a little pressure, the bank must suspend, and the people must suffer great loss.

Our banks have greatly increased in number within the last few years, and I do not think that further banking facilities are needed. If we go on as we have commenced, chartering banks in all the towns and villages in the State, the people will be always suffering either from their contractions, suspensions, or failures. We not only have as many banks as the commercial necessities require in all our principal cities, but we have chartered banks in a number of the interior towns in different sections of the State. If the banks already in existence would do their duty to the people by confining themselves to doing a legitimate banking business, the people would now have all the facilities which banks could afford. By refusing to charter new banks, or to renew the charters of those now in existence, we would, in the course of a considerable period of time, be enabled, should we desire it, gradually to rid ourselves of the system, and to return without any sudden panic or shock, to the constitutional currency from which we have departed.

In this way the system would gradually rectify itself without injury to any one, and in the mean time, in stead of chartering new banks, if we would pass a law establishing a sub-treasury system for the State, similar to that now in operation under the United States Government, we would, in my opinion, be doing the country a much greater service. Let the State pay all dues to her citizens in "*gold and silver coin*," and collect all sums due her in the same currency. This policy would keep about a half million of specie out of the banks in circulation among the people; while, as things now are, nearly all the specie is laid away in the banks, or is otherwise withdrawn by them from circulation, and we have only bank bills for a circulating medium.

In addition to the establishment of a sub-treasury system let the banks be compelled to redeem all their small bills under ten or twenty dollars, in specie, and let them be prohibited from issuing others of a like denomination. Let a year or two be given, within which this change is to take effect, and in this way it may be done, gradually, without inconvenience to the people. This would throw specie into circulation in all the small business transactions of life, in place of small bills. The laboring man would receive pay for his labor in gold and silver, which could not depreciate

place of bank bills, which may be at par to day, and at ten or twenty per cent. discount, to-morrow. This would add greatly to the amount of specie in circulation. Indeed, a large proportion of our circulation would then be gold and silver, and in case of pressure and bank suspension, the country would not be wholly dependant upon the banks. If the bank bills in circulation depreciated, the gold and silver would not depreciate. We would have at least a part of our currency sound, and would be so far independent of the banks as to be but little affected by the shock. If we have banks at all, let their bills be used only in the larger class of commercial transactions. When the charters of the banks now in existence shall expire, such charters should be extended on such terms only, as will effectually prevent a recurrence of the evils inherent in the present system.

In Louisiana, the law requires that every bank shall have in its vaults, at all times, specie in amount, one-third as large as the whole indebtedness of the banks, and if the banks shall at any time issue more than three dollars for every one of its specie, and shall continue in this condition for as long as ten days, it shall stop all discounts and issues of bills, till the proportion of specie required shall have been restored to the bank. There is also a fundamental provision in the Constitution of that State, prohibiting any legislation from ever interfering directly or indirectly, to legalize a bank suspension, while there is a statute making the suspension of specie payment a forfeiture of the charter. If a bank suspends there, it is obliged to go into liquidation. Hence the reason why, at the present pressure, there have been no bank suspensions there. They preferred there to pay a premium, get the gold, redeem their bills and save their charter. Had our law been the same, it is confidently believed, there would have been no suspension of specie payment in Georgia by any solvent bank; and we would have been saved from an immense loss occasioned by the depreciation of the price of our property. While I advocate no sudden and hasty change, which might cause distress to our people, I feel that I should be recreant to the high trust reposed in me by the people of our great State, were I to consent to increase the number of banks in the State, without further restriction of their privileges, and thereby give greater strength to a powerful combination of monied monopolies which are now almost strong enough to set bold defiance to the government of the State, and to dictate such laws as their own interest may require. It is no sufficient reply to say that the personal liability clause in the proposed charter, is more stringent than similar clauses in other charters. This may secure the country from ultimate loss, but the fact that the stockholders are bound for the ultimate redemption of the bills, is not enough. The people have a right to demand that no charter be grant-

ed which leaves room to doubt that the bills will at all times, and under all circumstances, in future, be convertible into gold or silver, not at the end of a law suit, but upon *demand* or *presentation*.

In my judgment, this charter does not offer to the people a sufficient guaranty that this will be the case. Again, the legislature does not reserve the right in future to repeal or alter this charter, as experience or the necessities of the State, may require. I think we should charter no more banks without reserving the right to control them in future by altering or modifying their charters as the interests of the State may require. As no right to repeal or modify the charter is reserved in this case, it cannot receive my sanction; and I will here add, as the General Assembly will have adjourned before I have time to act upon other bills of like character just passed, that I shall sanction no bill creating a new bank, or incorporating the capital stock of any one now in existence, when the control over the charter, in future, is not reserved by the legislature, and where the bank is not restricted, by the charter, from issuing more than three dollars for every one of gold or silver belonging to the bank, and actually in the bank at the time of such issue. I shall withhold my sanction from every bill which does not contain these essential requisites, and no bill without them will become a law with my consent.

JOSEPH E. BROWN.

The House adjourned until 6½ o'clock, p. m.

SIX AND A HALF O'CLOCK, P. M.

The House met pursuant to adjournment.

Mr. Lewis of Hancock, offered the following resolution, which was taken up, read and agreed to, viz:

Resolved, By the Senate and House of Representatives, that his Excellency, the Governor, be requested to have published immediately, in the Milledgeville papers, those acts of the present session which are of public importance, and which he may deem the public interest requires to be published before the regular publication of the Laws and Journals.

Mr. Webster offered the following resolution, which was taken up, read and agreed to, viz:

Resolved, That the Senate and House of Representatives appoint a committee of three from the House, and two from the Senate, to visit the Asylum for the Deaf and Dumb, at Cave Spring, to examine its present condition. Also to make a thorough examination of the books and accounts of the

Treasurer of said Institution from its beginning up to the present time, and to make their report to the next meeting of the General Assembly.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives:

An act to incorporate the town of Vienna, in the county of Dooley, and to appoint commissioners for the same, and to confer certain powers and privileges on said commissioners.

Also an act to amend an act to incorporate the Spring Place Mining Company, passed the 17th February, 1854.

Also an act to change the lines between the counties of Cobb and Paulding so as to include the lot whereon John W. Miller now lives, in Cobb county.

Also an act to authorize the Justices of the Peace of 1154th district, G. M., of Terrell county, to hold their Court for two days in each month

Also an act to incorporate the Macon Insurance and Trust Company in the city of Macon.

Also an act to authorize His Excellency the Governor of this State to loan the Bowden Collegiate Institute of Carroll county 100 stand of arms and 100 light cavalry swords, upon the Trustees of said Institute depositing in the Executive office an approved bond for their return on demand.

Also an act to incorporate the Georgia and Florida Railroad Company.

Also an act to authorize the Ordinary of Upson county to grant letters of administration on the individual estate of Allen McWalker, late of said county, deceased, on certain conditions.

Also an act to grant certain privileges and powers to the Griffin Light Guard, in the city of Griffin, Spaulding county, and for other companies herein named.

Also an act for the relief of James Hamby, of Walker county.

Also an act to incorporate the Satilla Canal Company, the St. Mary's Canal Company and the Turtle River and Altamaha Canal Company, and to grant certain privileges therein named.

Also an act to change the boundary line of the incorporate limits of Ringgold, in Catoosa county, and to confer certain powers and privileges upon the commissioners of said town.

Also an act to repeal an act approved February 20th, 1854, entitled an act to amend the patrol laws of this State, so far as relates to the county of Ware.

Also an act to incorporate the town of Thomaston in the county of Upson, to appoint commissioners for the same, and to confer certain powers upon said commissioners.

Also a resolution requesting His Excellency the Governor to have the tombs erected over the deceased members of the General Assembly repaired.

Also an act to arrange and fix the times of holding the Superior Courts in the several counties of the Blue Ridge Circuit and the county of Twiggs in the Macon Circuit.

Also an act to incorporate the town of Dawson in the county of Terrell, and to provide for the election of President, Councilmen and Marshal for the same, and for other purposes.

Also an act to incorporate the Nacoochee Hydraulic Mining Company.

Also an act to alter and amend the practice in Courts of Equity in this State, and to speed causes therein and prevent delays of justice.

Also a resolution touching the boundary line between Georgia and Florida.

Also a resolution in relation to the tax book of Floyd county for the year 1856.

Also an act to incorporate the Fort Valley and Atlanta Railroad Company, and to punish persons for violating the provisions of the same.

Also an act to lay out and form a new county out of the counties of Marion and Sumter, and to organize the same.

Also an act to define, lay out and run a part of the western line of Taylor county, appoint commissioners and pay said commissioners for running said line.

Also an act to incorporate the Georgia Equitable Insurance Company.

Also an act to charter the Atlanta Insurance Company, and to confer certain rights, powers and privileges.

Also an act for the relief of John W. Spain.

Also a resolution respecting mail service.

Also an act to extend and define the corporate limits of the town of Dallas in the county of Paulding, to provide for the election of intendant and commissioners for the same, to define their powers, and for other purposes therein named.

Also an act for the relief of Calvin J. Crawford and Henry Ivey.

Also an act to authorize the Inferior Court of the county of Terrell to issue bonds, borrow money for the purpose therein mentioned, and for other purposes.

Also an act to authorize John G. McHenry, and Thomas N. Poullain, administrators on the estate of James H. McHenry, deceased, late of Green county, to purchase a farm and stock the same, and to work the slaves belonging to said estate thereon, to carry on the same and for other purposes.

Also an act to incorporate the Carroll Mining Company, the Waldroupe Mining Company, the Hill Mining Compa-

ry, and the Wickham Mining Company, and to grant mining privileges to other persons herein mentioned.

Also an act to appoint the persons herein named commissioners of the town of Preston, and to authorize an election to be held in the county of Milton for a Clerk of the Superior and Inferior Courts, and Ordinary, for said county, and for other purposes.

Also an act to allow parties in Justice Courts to prove open accounts when the sum does not exceed fifty dollars, &c.

Also an act for the relief of William C. Holliday, of Fayette.

Also an act to incorporate a railroad company to be called the Bainbridge and Northern Railroad Company, and to amend an act to incorporate the St. Mary's Railroad Company, approved March 3d, 1856, and for other purposes.

Also a resolution for the relief of James Rogers.

Also a resolution for the relief of George T. Cooper and his securities.

The following message was received from the Governor, by Mr. McComb, his Secretary :

Mr. Speaker—The Governor has signed an act to extend aid to the Savannah Medical College.

Mr. Speaker—The Senate has passed the following bill, which had been vetoed by the Governor, by a constitutional majority of 61 to 22:

An act to provide against the several bank charters in the State, on account of non-specie payment for a given time, and for other purposes therein named.

The act to provide against the forfeiture of the several bank charters in this State, on account of non-specie payment for a given time, and for other purposes herein named, and which had passed both branches of the General Assembly and received the Executive veto, was taken up, and on the question of its passage, the yeas and nays were required to be recorded.

There are yeas 68, there are nays 33.

Those who voted in the affirmative are Messrs :

Batts,	Hardeman,	Mattox,
Bigham,	Hames,	McMillian,
Brantley,	Harris of Cobb,	McWhorter,
Brassell,	Harris of Dougherty	Milledge,
Braswell,	Harper,	Mintz,
Bannon,	Harrison,	Moore of Clarke,
Bausey,	Hays,	Mott,
Christie,	Hillyer,	Neal,
Clarke,	Hines,	Owens,
Coleman,	Holden,	Phillips,
Crittenden,	Holiday,	Pittard,

Cureton,	Holmes,	Reid,
Daniel,	Howard,	Schley,
Darden,	Hughes,	Shelton,
Davis,	Irwin,	Sherman,
DeLamar,	Johnson,	Sprayberry,
Fannin,	Jones,	Strange,
Frederick,	Kenan,	Taylor,
Gilbert,	Kimbrough of Stew-	Terrell,
Glass,	art,	Walker of Clarke,
Gordon,	Kitchens,	Westmoreland,
Griffith,	Lee,	White,
Grovensteine,	Lewis of Hancock,	Wilkes.

Those who voted in the negative are Messrs :

Awtry,	Fortner,	Moore of Glynn,
Barrett,	Gay,	Pickett,
Black,	Hall,	Price,
Boggess,	Julian,	Roberts of Cherokee,
Conley,	Kirby,	Smith of Coweta,
Cook,	Lane,	Smith of Towns,
Embry,	Luffman,	Taliaferro,
Fain of Fannin,	McAfee,	Webster,
Fain of Union,	McCants,	Wood,
Faulk,	McConnell,	Worley,
Fincannon,	McEver,	Wright.

So the bill was passed.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has passed the following bills of the House:

A bill to be entitled an act for the relief of Jesse M. Davis, of the county of Terrell, and Alexander F. Bennett, of the county of Chatham.

Also a bill to be entitled an act to authorize the Treasurer of this State to sign certain coupons herein named, and to require the payment of the same when due.

Also a bill to be entitled an act for the relief of the estate of John Newsom, late of the county of Putnam, deceased, John A. Cogburn of said county as the administrator of said estate.

Also a bill to be entitled an act to prohibit in so far as relates to the county of Lee the traffic and sale of the marks and brands of stock running at large in said county.

They have also passed the following House bill with an amendment, in which they ask the concurrence of the House of Representatives :

A bill to be entitled an act to change the times of holding the Superior Courts in the counties of Clarke, Walton and Twiggs.

The Senate has also concurred in the following resolution

of the House, with an amendment, in which they ask the concurrence of the House :

A resolution in relation to the adjournment of the present^d General Assembly.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House, the following acts, viz :

An act to describe the duties of agents of banks, and for other purposes therein mentioned.

Also an act to prevent non-residents of the county of Colquitt from camp-hunting, and for other purposes.

Also an act to authorize John C. Whitner and Samuel T. Whitaker to act as notary public in the city of West Point, and for other purposes.

Also an act to authorize W W Johnson, of Hancock county, to practice medicine and collect and charge for the same.

Also an act to attach the counties of Dawson, Towns and Fannin to the 7th division of the 2d brigade.

Also an act to repeal so much of an act entitled an act to change the time of holding the Superior Courts therein named, as relates to the counties of Warren and Hancock.

Also an act to alter and amend the road laws of this State so far as relates to the county of Wayne.

The House took up the Senate amendment to the bill of the House to be entitled an act to change the time of holding the Superior Courts of the counties of Clarke, Walton, Twiggs and Muscogee, and concurred in the same.

The House took up the Senate amendment to the following resolution of the House and concurred in the same viz :

Resolved, That when the General Assembly adjourn, that it do adjourn *sine die*.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker:—The Senate has passed the following bill of the House of Representatives :

A bill to be entitled an act to lay out a new county out of the county of Habersham, and organize the same.

Also a bill to be entitled an act to incorporate a bank in the city of Americus, to be called the South Western Bank of Georgia, at Americus.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker—The Senate has passed the following bill of the House of Representatives :

A bill to be entitled an act to incorporate the "Springplace Mining Company," and the "Ivey Mount Mining Company"

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House, the following acts, viz :

An act to authorize the trustees of Glynn county Academy to lease or sell the Academy, and for other purposes.

Also an act to incorporate the "Young Physic Medical College," and for other purposes.

Also an act to amend an act incorporating the Georgia Air Line Railroad Company, approved March 5th, 1856, so as to confer banking and other privileges.

Also an act to change the manner of suing on constables' bonds, and for other purposes.

Also an act to authorize the Treasurer of the State to sign certain coupons, and for other purposes.

On motion of Mr. Hardeman, the following committee was appointed by the Speaker to wait on his Excellency the Governor, and inform him that the General Assembly are now ready to adjourn, and to ask if he has any communication to make

The Speaker appointed on that committee, Messrs. Harris, Kimbrough of Stewart, and Smith.

That committee reported through Mr. Harrison, that they had performed their duty, and that his Excellency the Governor, had no further communication to make.

The following message was received from the Senate by Mr. Terhune, their Secretary :

Mr. Speaker:—The Senate has passed the following bills of the House of Representatives :

A bill to be entitled an act to incorporate the Savannah Seamen's Friend Society, and for other purposes.

Also a bill to be entitled an act to incorporate the town of Brunswick, in the county of Glynn, to define its jurisdictional limits, &c, approved February 22d, 1856, and for other purposes.

Mr. Hardeman, from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives :

An act to amend an act entitled an act to point out the mode of ascertaining the relief and support to which widows or orphans are entitled out of the estates of their deceased husbands and parents, in cases where letters testamentary or administrations shall hereafter be granted, and for other purposes, approved February 19th, 1856, so as to allow an appeal from the return of the appraisers and the judgment of the Ordinary therein, as in other cases.

Also an act to amend an act now in force regulating the fees of magistrates and constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide the mode of collecting the same, approved January 22d, 1852, so far as relates to the county of Bibb.

Also an act to extend the provision of an act assented to

February 21st, 1850, and appoint commissioners to carry out the same.

Also an act to relieve Iron Masters in Cass county, from paying tax on pig iron, the product of their furnaces

Also an act to amend the attachment laws of this State.

Also an act to alter and amend the charter of the city of Macon.

Also an act to extend the time of the operation of an act entitled an act to authorize bills of sale to be proven, recorded and admitted in evidence in certain cases therein specified, approved 4th of March, 1856.

Also an act for the protection in certain cases of planters and ice sellers, within the State of Georgia, and for other purposes.

Also an act to explain the eleventh section of an act to lay out and organize a new county from the counties of Lee and Randolph, approved February 16th, 1856.

Also an act to alter and amend an act assented to on the 5th day of February, 1856, so far as to extend the time of commencing the work on the Dalton and Gadsden Railroad.

Also an act to prescribe the mode of proving entries on the books of receivers of tax returns in this State.

Also an act to exempt from jury and militia duty members of the Engine Company in the city of Augusta, usually known as "Augusta Number Five."

Also an act to authorize suits to be brought upon constables' bonds without an order of Court.

Also an act compulsory upon the several Railroads of this State, to give checks for trunks and baggage in separate pieces when required, at any of the stations of said roads, and to the point of destination of the passenger, under certain penalties.

Also an act to incorporate the LaGrange and Troup Factory Railroad, and for other purposes therein named.

Also an act to amend an act entitled an act to authorize the Judges of the Superior Courts of this State, to appoint receivers during vacation, and to require the complainant in all cases asking for writs of "*ne exeat quia timet*," and all applications asking for the appointment of a receiver, or for injunction, to give bond and security to the respondent for any loss or damage which he or they may sustain by the suing out said writs, and for other purposes, approved March 4th, 1856, so as to allow the issuing any of aforesaid writs, upon the applicant making oath, that from his poverty he is unable to give such bond and security.

Also an act to lay out and construct a Turnpike Road of suitable width and grade, commencing at or near the Sandy Ford, on the Chattooga River, and running the most practicable route to Clayton, in Rabun county, and to extend the provisions of the same to the "Nottey Turnpike Company."

Also an act to provide for the election of a county Treasurer for Miller county.

Also an act to encourage persons making a will, to provide a permanent fund for the collegiate preparation and education of indigent boys or young men.

Also a resolution to request the establishment of an armory between the cities of Atlanta and Dalton, in this State.

Also an act to incorporate the Pasco Mining Company of Georgia, the Allatoona Mining Company of Georgia, and the Bell Mining Company of Georgia.

An act for the relief of certain persons and banks herein named.

An act to provide for the perfecting of titles to land where parties die and have bonds out for titles.

Also an act to amend the act approved December 7th, 1823, and the act approved December 22d, 1829, to prevent obstructions to the passage of fish in the Ocmulgee River and its branches, and to extend the provisions of the same to the Altamaha, Oconee, Ocklockney and Little Rivers.

Also an act to prevent the sale of ardent spirits or intoxicating liquors at or near the Poor House Precinct, in Richmond county, on days of general elections or county elections, and make it penal to do so.

Also a resolution in relation to certain mail routes

Also an act to provide for the protection of forest trees in the counties of Richmond and Cass, to punish certain offences in violation thereof.

Also an act to amend the second section of an act entitled an act to raise the jurisdiction of the Justices of the Peace, approved March 5th, 1856.

Also an act to lay out and organize a new county from the counties of Irwin, Dooly and Pulaski.

Also an act authorizing Joseph Tooke, executor of Andrew J. Coalson, late of Houston county, to purchase the interest of said Andrew J. Coalson, in his estate.

They have also concurred in the following resolution:

A resolution appointing a committee of three to wait upon his Excellency, the Governor, and inform him that the General Assembly are now ready to adjourn *sine die*.

The Senate has concurred in the following House resolution:

A resolution in relation to certain mail routes therein named.

Also a resolution in relation to having the acts of the present Legislature published in the Milledgeville papers.

Also a resolution that the Public Printer furnish each Senator and Representative with a copy each of the Laws and Journals.

The following message was received from the Senate by Mr. Terhune, their Secretary:

Mr. Speaker—The Senate has passed the following House bill:

A bill to be entitled an act to incorporate the Georgia Mining, Smelting and Manufacturing Company.

Mr. Hardeman from the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, an act to incorporate the "Marietta Paper Mill Company," and for other purposes.

Also an act to incorporate an insurance company to be called the "Merchants' and Mechanics' Mutual Insurance Company" of the city of Macon.

Also an act to authorize and empower the City Council of Augusta and the several city authorities in this State as well as the several Inferior Courts in this State to elect or appoint a liquor inspector, and prevent and punish the selling and manufacturing of drugged or other poisonous deleterious liquors, spirits and wine.

Also an act to incorporate Ocoee Lodge, No. 201, Travelers' Rest Lodge, No. 65, Houston Lodge, No. 98, and Twiggs Lodge, No. 164, of Free and Accepted Masons, and to incorporate the Florida Baptist Convention, and to confer certain privileges on the Executive Committee of the Washington School or Institute, and for other purposes.

Also an act relative to the appointment of a public administrator or guardian, defining his duties, &c.

Also a resolution requesting the establishment of certain mail lines.

Also a resolution in relation to furnishing certain soldiers 160 acres of bounty land.

Also a resolution relative to the Western and Atlantic Railroad.

Also a resolution concerning certain books to be furnished to the county of Liberty.

Also a resolution requesting the purchase of certain books for the State Library.

Also a resolution relative to the State Treasurer.

Also a resolution requesting the Governor to have the Constitution of the State and Rules of the Senate and House published.

Also a resolution appointing a committee of two, consisting of Messrs. McGuire and Darden to visit the Deaf and Dumb Asylum at Cave Spring.

The Senate has concurred in the following House resolutions:

A resolution to change requisitions of testimony required of meritorious applicants for bounty land.

Also a resolution directing the survey of the public lands on Tybee Island.

Mr. Hardeman, from the Committee on Enrollment reports duly enrolled and ready for the signature of the Speaker of the House, the following acts, viz:

An act for the relief of Jesse M. Davis, of the county of Terrell, and for the relief of Alexander F. Bennett, Tax Collector of the county of Chatham.

Also an act to prohibit as relates to the county of Lee, the traffic and sale of the marks and brands of stock, and for other purposes.

Also an act for the relief of the estate of John Newsom, late of the county of Putnam, deceased, and for other purposes.

Also an act to change the county lines of Greene and Taliaferro counties, and for other purposes.

Also an act to change the time of holding the Superior Courts of the counties of Clarke, Walton, Twiggs and Muscogee.

Also a resolution requesting our Senators and Representatives in Congress to have a weekly mail route established from Seward, in Montgomery county, via. Mt. Vernon, to Battle Ground, in Emmanuel county.

Also a resolution requesting the Governor to have published immediately in the Milledgeville papers those acts of the present session which are of public importance, &c., &c.

Also an act to incorporate the Savannah Seaman's Friend Society, and for other purposes.

Also an act to define and establish the fees of Ordinaries, Clerks of the Superior and Inferior Courts, Sheriffs, Jailors Justices of the Peace of this State, and for other purposes.

Mr. Speaker—I am directed by the Senate to notify the House of Representatives that they are now ready to adjourn *sine die*.

The Speaker in a very appropriate address, tendering his thanks to the House for the courtesy and kindness manifested for him during the session, adjourned the House, on motion of Mr. Kenan, *sine die*.

After which the Clerk, Col. A. M. Spear, being called on, addressed the House of Representatives, tendering his thanks for their kindness and confidence reposed.

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183 470 505
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To appropriate State taxes of Dougherty county				126	
				136	383 401
To appropriate State taxes of Pickens county	54	64			
					343
To appropriate State taxes of Taliaferro county					291 404
To appropriate State taxes of Troup county	178	199			
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			198	377	
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		419	432	452	
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					277
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		335	341	367	
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				290	363
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Of Cobb county	4	35	46	47	53	67	76
					78	80	106 177

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Bill to repeal laws allowing process of, except in certian cases					170	200	287
To simplify proceedings in cases of					69	150	205
						417	441
To allow Justices of the Peace to take					60	123	131

BAILEY, HON. WILLIAM J.

Of Camden county	4	35	42	46	47	53
				67	76	80 91

BALL, JOHN F.,

Memorial of							116
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Bill to incorporate the Bank of Atlanta					428	430
City Bank of Atlanta					214	295 327 446
South-Western Bank of Georgia at Americus						179
					202	252 383 501
Bank of Cartersville					252	292 406 429
Houston Flour Exporting and Banking Com- pany					411	419 452 479 492
Bank of Marietta						114 141 250
Bank of the South						128 137
Bank of Upson					145	207 256 431 475
Bill to amend charter of Commercial Bank of Brunswick					127	137 255 345 375 401
						425 437 467
Bank of Cuthbert					68	123 423 434
Central Railroad and Banking Company						125 138
						158 255
Savannah Institution for Savings						90 142
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Of Cherokee Insurance and Banking Company						104
						144 302
Of Billholders Bank of Darien					86	158 197 362
						363 377
Planters and Mechanics Bank of Dalton					104	141
						302

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						44 146
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		89	95	98	106	108 112
	120	158	163	172	405	413
					429	467 499 504

BANK AGENCIES.							
Bill defining liabilities of	178	197	385	490	501		
BRANCH BANKS.							
Bill to prevent banking in the State by		59	179	202			
		384	388	487			
BANK STATE OF GEORGIA.							
Director elected						38	
BANK VISITOR.							
Bill providing for appointment of		253	290	396			
BARTON, HON. JAMES T.,							
Of Richmond county	6	35	41	43	46	48	
		52	60	78	80	105	
					106	278	
BARRETT, HON. DAVID B.,							
Of Gordon county	5	35	40	43	47	52	
	55	56	60	61	67	76	
	78	80	102	115	171	188	
						344	
BATTLE, HON. C. W.,							
Of Monroe county		5	40	46	43	52	53
	66	76	78	80	171	279	309
BATTS, HON. JOHN.							
Of Lee county		5	35	43	47	52	66
		76	78	80	85	128	189
BLACK, HON. C. D.							
Of Chattooga county	4	35	40	46	47	52	
			67	76	78	80	
BLACK, JOHN.							
See "Pardons."							
BRANTLEY, HON. W. H.							
Of Hancock county	5	42	46	48	52	66	
		68	75	76	171	179	
BRASSELL, HON. J. C.							
Of Fayette county	4	42	46	47	52	66	
		68	76	78	183	309	
BRASWELL, HON. ASA G.							
Of Washington county	6	35	43	46	48	53	
				65	78	80	
BELL, HON. JAMES J.							
Of Campbell county	4	35	46	48	52	53	
	54	59	67	76	78	80	
		85	134	177	266	309	
BIGHAM, HON. B. H.							
Of Troup county	6	35	36	42	43	46	
	48	52	67	70	76	78	
	80	85	92	134	145	146	
	178	193	254	287	328	313	
		371	379	407	439	486	

BILLS OF SALE.

Bill in relation to	405	420	451	482	503
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BOGGESE, HON. A. J.

Of Carroll county	4	32	35	39	42	46
	47	53	59	67	76	78
	80	90	102	143	170	220
				221	321	343

BOMAR B. C. F.

Bill to amend license to practice medicine					170
				201	287

BOUNTY LAND.

Resolution in reference to				193	456
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BROWN, HON. JOSEPH E.

Of Cherokee county, elected Governor					31
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BROWN, HON. WILLIAM M.

Of Marion county, elected President of the Senate <i>pro tem.</i>					39
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BLYTHE ISLAND.

Bill providing for sale of, to the United States	49	58
	62	65

C**CAMP HUNTING.—Bills to prevent,**

By non-residents in Coquitt county	102	136	272	278
		391	492	501
In Irwin	61	151	203	324 328

CANNON, Hon. HENRY A.

Of Wayne county	6	37	41	43	45	48	52
	55	61	67	71	76	78	80
	88	89	100	101	104	114	169
			172	307	321	486	490

CANOOCHEE BRIDGE.

Bill to allow toll on	99	147	204	322	341
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CAPITOL.

Bill to remove				143	201
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CARTER, Hon. JAMES.

Of Lowndes county	5	35	42	47	53	66
				76	80	330

CAUSEY, Hon. L. B.,

Of Webster county	7	35	42	48	52	66
		76	78	80	182	190

CHAPMAN, Hon. JAMES M.,

Of Hall county	5	42	52	53	67	76
		78	80	91	143	309

CHARITABLE INSTITUTIONS.

Bill to protect property of				188	291	384
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Bills to amend 75 132 147 203 205 419
423 452 476

CLARKE, Hon. JOHN.

Resolution ordering portrait of 330 436 467

CLARKE, Hon. WILLIAM N.

Of Monroe county 5 35 46 53 78 80

CRAFT, Hon. WILLIS.

Of Elbert county 41 35 37 42 46 47 53
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Bill in relation to 40 120 346 446 447 454 455 475
Resolution in reference to 45 57

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Resolution in reference to 467 471 490

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Produced 3

CITIZENS.

Bill for relief of 58 63 77 78 79 85 86
88 89 95 98 106 108 112
144 198

CHRISTY, Hon. B. G.

Of Randolph county 6 35 46 47 53 66 76
78 80 85 252 309

CRIMINALS.

Bill to confer power on Justices
Inferior Courts to discharge
in certain cases 60 123 131 439 456

CRITTENDEN, Hon. WM.

Of Spaulding county 6 32 35 42 45 46
47 53 67 76 78 80
97 115 128 172 173 182
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COBB, HOWELL.

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COBB'S, HOWELL,

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COLEMAN, HON. THOMAS.

Of Randolph county	6	35	44	46	47	53	61
	66	68	76	78	80	116	309

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Standing	42	52	53	73	125	429	
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Peterson Thweatt, Esq., elected							38
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Bill to change certain						102	135
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CONLEY, HON. T. R.

Of Wilkinson county	6	35	42	47	53	66	76
	78	80	93	125	171	190	309

CONSTABLES.

Bills in relation to	68	138	145	158	198	254	
	292	394	403	404	419	450	
				480	502	503	
in Chatham			39	40	50	57	

CONSTITUTION.

Bills to amend	8	55	65	70	73	75	
	95	99	101	104	130	141	
	160	171	178	197	198	211	
	291	305	309	345	376	423	
To repeal act to carry cer- tain article into effect					132	151	203
Resolution to publish						487	505

COOK, HON. W. C. D.

Of Early county	177	188	252	253	378		
	391	401	402	477			

COOPER, HON. MARK A.

Hall of the House tendered to							85
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CORONERS.

Bills in relation to	145	198	254	292	404		
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COUNTIES.

Resolutions in reference to applications for new							71
Bill to form new, out of Appling and Ware	149	207	336	353	374		
Out of Baker	255	296	331	371	448		
Out of Berrien and Colquitt				127	140		
Out of Berrien and Coffee					124		
Out of Berrien and Irwin					99		
Out of Berrien and Lowndes				127	140		

COUNTIES—*Continued.*

Out of Campbell, Carroll and Paulding	90	139	220		
Out of Cass and Floyd		143	196		
Out of Cass and Polk	127	139	250		
Out of Cherokee, Cobb and Forsyth	132	149	207	281	296
			332	353	393
Out of Dooly and Pulaski					408
Out of Dooly, Irwin and Pulaski	295	331	504		
Out of Dooly, Pulaski and Worth					276
Out of Dooly and Worth			188	290	
Out of Emmanuel, Laurens and Washington			92	139	218
Out of Fayette and Henry	99	120	135	162	163
Out of Floyd and Polk			115	140	248
Out of Gilmer and Lumpkin	91	120	135	161	173
Out of Habersham				423	501
Out of Habersham and Lumpkin	115	140	249	251	
Out of Lowndes and Thomas			368	399	424
Out of Marion and Sumter	393	398	426	443	454
Out of Stewart and Randolph			351	401	426
Out of Warren	107	147	186	331	353
Bill to explain act organizing new, out of Lee and Randolph			450	484	503

COUNTY LINES.—*Bill to ascertain and define.*

Of Baker and Calhoun	61	148	203	324	352	386
		401	425	432	442	467
Of Berrien					422	433
Of Campbell	177	200	316	470	478	
Of Colquitt					422	433
Of Early		276	295	327	409	
Of Fayette		177	200	316	470	
Of Lowndes			250	422	433	
Of Liberty and McIntosh	92	93	140	157	205	295
		301	302	323	446	455
Of Miller			276	295	327	409
Of Taylor		393	400	428	447	498

COUNTY LINES.—*Bills to change.*

Of Baker					40	49
Of Berrien	67	157	204	250	325	338
Of Cass				36	37	44
Of Carroll					468	468
Of Chattahoochee				178	200	316
Of Clay			375	397	425	439
Of Cobb	380	400	427	437	457	497
Of Coffee	67	351	380	398	399	424
				425	437	448
Of Colquitt	69	205	250	320	340	
Of Columbia			351	397	424	436

COUNTY LINES—*Continued.*

Of Coweta •	127	140	157	375	399	427	435	482
Of Dawson				379	397	425	439	483
Of Decatur							40	49
Of DeKalb							126	140
Of Dooly						145	196	279
Of Emmanuel	170	201	305	468	469	472		
Of Elbert		105	149	157	203	322		
Of Franklin					171	199	307	
Of Greene					40	50	506	
Of Gilmer		37	44	144	196	233		
Of Gwinnett						93	110	
Of Gordon						56	37	44
Of Hall				69	203	322	338	
Of Harris						41	50	
Of Hart				105	149	203	322	
Of Heard	127	140	375	399	427	435		
					468	469	482	
Of Henry						126	140	
Of Houston		145	196	253	279	291	318	
Of Irwin	99	151	201	325	333	351	330	
	398	399	424	425	437	448	433	
Of Jackson					171	199	307	
Of Jefferson	170	201	305	468	469	472		
Of Lumpkin			151	203	322	338		
Of Macon					36	44		
Of Marion	115	178	200	316	375	399	427	482
Of Miller						276	295	
Of Montgomery						352	399	432
Of Murray	36	37	44	144	157	196	283	
Of Paulding			380	400	427	437	457	497
Of Pickens	37	44	157	379	397	425	439	483
Of Pike						352	399	424
Of Pulaski						253	201	318
Of Randolph				375	397	425	439	
Of Rabun					147	265	274	
Of Richmond				351	397	424	436	
Of Stewart						115	190	
Of Taliaferro					40	50	506	
Of Tattnall						352	399	432
Of Taylor	36	44	375	399	427	435	482	
Of Towns					147	265	274	
Of Troup						41	50	
Of Upson						352	399	424
Of "various counties"			157	334	347	370	410	
Of Walton						53	140	
Of Webster							190	
Of Worth			69	151	205	320	340	
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By Baldwin county	188	293	317	468	481
By Columbia county	107	147	202	315	330
By Dawson county		253	319	454	469
By Lumpkin county		253	319	454	469
By Terrell county	405	419	450	476	498

COUNTY SITE.

Bill in relation to removal of,					
in Cass county	36	43	57	94	106 111
In Montgomery county	329	348	371	410	441

COURTS.**Criminal—**

Bills to abolish certain	9	32	34	65	66	70	92
	126	137	142	260	279	421	433
				174	475	487	488

*(See "fees.")***Inferior—**

Bill in relation to concurrence of Justices of, in the rendi- tion of Judgments				253	292	404	484
To change time of holding, in Butts	54	151	163	174	175	180	
In Pickens				398	421	436	
In Stewart	329	347	371	411	442		
In Tattnall						397	
In Taylor	329	347	371	411	442		
In "counties named"		401	427	434	482		
In relation to Clerks of, in							
Charlton	75	149	207	302	319	366	
In Columbia	90	150	204	321	353	374	
In Colquitt		252	294	319	479	419	
In DeKalb					350	397	
In Glynn		144	196	372	473	487	
In Gwinnett					91	139	
In Haralson		189	291	317	473	481	
In Henry					126	127	
In Ware	93	135	265	431	445	488	
Authorizing them to act as Justice of the Peace in							
Lincoln	55	64	121	335	342	367	
Defining duties of Justices of, in Thomas					93	139	265
Granting power to establish, change or abolish election precincts		403	420	451	480	192	
<i>(See "fees.")</i>							

Justices—

Bill in relation to change of venue in jury trials	67	123
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JURTS—*Continued.*

In Catoosa						212
In Whitfield						212
In relation to drawing juries	51	63	97	107	422	446 456
In relation to costs in certain cases	61	124	134	202		
To raise jurisdiction		403	450	484	504	
In relation to proving accounts	127	137	171	177	197	
	199	376	405	419	452	476 499
In Decatur county	144	196	282	469	473	
To compensate witnesses attending, in Catoosa co.	51	63	97	334	341	367
To allow more than one day for Court at LaGrange		178	198	317	457	475
In 1154th district G. M.	390	399	428	444	467	
Ordinary—						
Bill to legalize certain judgments in		71	151	207	413	442
In relation to probate of wills			71	151	207	413
To regulate in Miller county	74	148	206	324	386	
To change time of holding in Tattnall				426	434	449
In Talbot						351
(See "fees.")						
Superior—						
Bill to change time of holding in						
Blue Ridge Circuit	380	399	428	447	457	498
In the Brunswick Circuit	36	43	46	98	101	104
					111	352
In the Cherokee Circuit	91	149	203	326	352	353
In the Pataula Circuit						448
In Butts	54	151	163	174	175	180
In Clarke	255	293	389	500	501	506
In Fayette						483
In Gwinnett		351	399	424	437	483
In Hancock		179	202	376	492	501
In Miller	104	107	135	149	206	252 404 419
In Muscogee						501 506
In Pickens						353
In Twiggs	380	389	399	428	447	457
				497	500	501 506
In Walton	255	293	389	500	501	506
In Warren		179	202	376	492	501
In Webster						255
In "counties named"			401	427	434	482
Bill to legalize adjournment of Lee Superior Court	69	151	203	320	340	
To allow two weeks Court in Catoosa and Gordon counties						203
(See "fees.")						

COURTS—Continued.

Supreme—

Bill in relation to appeals	299	327	347
In relation to continuance in certain cases in	178	200	376
In relation to costs in criminal pauper cases	70	123	299 306 350
To locate it at Milledgeville		39	49
In relation to the reversal of its own decisions	89	141	209 251
To change time of holding in the 3d district	380	399	428 447 457
Judge elected			38

CUMBIE, HON. ANDREW.

Of Baker co.	3	35	42	48	52	53	66	114	401
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CURENTON, HON. JAMES W.

Of Dade co.	4	35	42	48	52	76	78	81	170	208
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CURRENCY,

Resolution on the state of D										173
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DANIEL, HON. JOHN C.

Of Telfair county	6	43	46	48	53	76	79	80	
	83	93	94	128	132	172	262		
								338	349

DARDEN, HON. JAMES M.

Of Jasper county	5	35	43	48	52	61	66		
					76	78	81		

DAVIS, HON. DUNCAN J.

Of Early county							4	42	
Death announced								58	
Resolutions adopted in reference to							58	69	

DAVIS, HON. G. O.

Of Marion county	5	35	43	48	52	55	66	76	
	78	81	91	92	115	144	182	253	

DAWSON, A. A. H. Esq.

Hall of the House tendered to									32
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DELAMAR, HON. R. F.

Of Pulaski county	6	35	43	47	53	66	68		
				70	76	78	80		

DEER

Bill to prevent the destruction of in Glynn county	380	399	427	439	482				
In Liberty county		122	129	335	343				
In Scriven county	122	129	313	354	367				

DIAMOND, HON. JAMES J.

Of DeKalb county	4	7	29	35	37	42	46	47
	52	53	58	66	70	73	76	
	78	80	81	90	112	120	126	
	128	134	145	175	188	251	252	
	253	262	266	284	289	309	313	
					372	395	401	

DIRECTOR OF THE STATE BANK OF GEORGIA.

R. B. Young, Esq., elected	38
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DISCOVERIES AT COMMON LAW.

Bill in relation to	92	139	369	446	475
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Resolution in reference to	449
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DOOR KEEPER OF THE HOUSE.

D. T. Sumner elected	7
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DOUGLAS, L. A.

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DUKE, HENRY.

Memorial of	18	28
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DUNCAN, HON. J. S.

Of Chattahoochee county	4	35	46	52	66	76
	78	80	88	177	429	

E

EDWARDS, HON. JOHN.

Of Harris county	5	35	46	48	52	66
	76	78	81	91		

ELECTIONS.

Hon. John W. H. Underwood elected	
Speaker of the House of Representatives	7
Alexander M. Spear, Esq., Clerk	7
Jessee Oslin, Esq., Messenger	7
D. T. Sumner, Door Keeper	7
Hon. John Milledge, Speaker, <i>pro tem.</i>	9
Election of Governor, resolution in reference to	30
Votes counted and consolidated	31
Hon. Joseph E. Brown declared duly elected, and committee appointed to notify him of his election,	31
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United States Senator, Judge of the Supreme Court, Director for the bank of the State of Georgia, Secretary of State, Comptroller General, Surveyor General and Treasurer, elected,	35 36 37 38

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Bill in relation to election of Judges of the Superior Courts,	127 137 179 183 190
Bill to pay superintendents of in Burk ;	177 201 316
in Decatur,	40 50 57 334 341 367
in Burke, Decatur, Habersham, Heard, Early, Elbert and Jack- son counties,	468 472

ELECTION PRECINCTS.

Bill giving Inferior Court power to establish, change and abolish,	403 420 451 480 492
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Resolutions in reference to	145
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EVERETT HON. JOSIAH J.

Of Thomas county,	6 35 42 47 53 58 67 76 78 115 116 128 172 262 470
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Bill to tax,	115 142 152
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See "Administrators."

EXECUTIONS.

Bill in relation to insolvent tax,	445 447
to allowing <i>alias</i> executions in certain cases,	143 196 282 453 475
to exempt certain property from	199 213 253 292 404 438 456
to amend acts exempting certain property from	60 68 122 123 124 171 213 307
to repeal all laws exempting property from tax,	102 135 302

EXECUTIVE MANSION.

Committee appointed to examine,	94 97 98 99
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bill to amend,	115 140 304
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EMBRY, HON. A. O.,									
Of Carroll county,	4	35	42	48	52	67			
							76	78	80 90 143
FAIN, HON. T. W.									
Of Fanning county,	4	46	48	52	67	76	77	93	
FAIN, HON. J. S.									
Of Union county,	6	41	42	46	47	51	53		
	60	67	76	77	80	104	125		
								144	172 182 254
FANNIN, HON. ISHAM S.									
Or Morgan County,	4	43	48	53	66	76	78		
								81	91 189 371 486
FANNIN, COL. JAMES W.									
Resolutions in reference to the erection									
of a monument to	70	88	255	335	342	367			
FAULK, HON. HENRY									
Of Twiggs county,	6	46	48	78	81	194	195		
	270	288	309	378	389	484			
FRAUDS AND PERJURIES.									
Bill in relation to statute of							115	141	303
FEES.									
Bill to establish, of Ordinaries, Clerks,									
Sheriffs, Jailors, Justices of the Peace									
and Constables,	412	420	449	477	506				
Of Magistrates and Constables in Bibb									
county,	330	348	371	410	412	421			
							442	453	478 502
In Lee, Monroe and Richmond									
counties,	330	348	371	410					
In Terrell county,	69	151	201	324					
FERRIAGE.									
Bill in relation to in Camden									
county,	75	150	207	417					
In Decatur county,	74	75	105	150	207				
							417	441	
In Rabun,							61	73	
In Towns,							61	73	
FERRY.									
Bill to establish a certain	171	198	308						
FREE PERSONS OF COLOR.									
Bill to remove from the State,	90	141	300	388					
In relation to majority of		252	294	391					
To repeal act providing for the									
trial of by Superior Court,					253	394			
In relation to crimes committed by,	253	293	404						
To amend act relating to trial of in									
Savannah,	39	40	50	57					

FREE PERSONS OF COLOR—*Continued.*

Imposing certain disabilities in							
Warrenton, in Warren county,	122	131	335				
	313	351	354				
	367	397	427				
		437	483				

FREDERICK, HON. JAMES D.

Of Macon county,	5	42	48	53	60	67	70
	76	78	79	81	189	276	402

FINCANNON, HON. M. F.

Of Rabun county,	6	43	67	76	78	81	
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FINDLEY, HON. JAMES J.

Of Lumpkin county,	5	42	48	53	55	68	76
	78	80	104	128	134	144	
	145	179	253	309	311	325	

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Report of						182	240
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FISH.

Bill to prevent poisoning and							
obstruction to passage of in							
certain rivers,	90	91	138	171	198		
	207	308	417	431	468		
				472	504		

FLOURNOY, J. J.

Petition of						51	72
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FORT, DR. TOMLINSON.

Memorial of							193
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FORT GAINES ACADEMY LOTTERY.

Bill to add additional managers to	327	347	424	430			
			435	483			

FOREST TREES.

Bill to prevent destruction of in Cass							
county				407	442	504	
In Richmond county	214	295	327	407	442	504	

FORTNER, HON. S. M.

Of Emmanuel county	4	46	48	66	76	78	
			80	90	114	170	

FULLMORE, HON. J. R.

Of Cass county	4	36	42	48	57	67	
	76	78	80	143	168	250	
					252	401	

FULLER, HON. FRANCIS M.

Of Columbia county,				4	46	48	53
				76	78	81	117

FULTON, REV CREED.

Hall of the House tendered to							302
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G.

GARNISHMENTS.

Bill in relation to, see "attachments,"

GAY, HON. HENRY.

Of Colquitt county 4 46 48 53 66
78 80 252

GLASS, HON. S. W.

Of Newton county 5 43 46 48 76
79 81 127 262 371

GENERAL ASSEMBLY.

Resolution in relation to deceased
members of 183 468 498
As to duration of present session 114 117 130 132
146 160 175 214
As to the introduction of new matter 190
As to adjournment 196 501 502 503 504
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and furnishing members with copies 489 496 504
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Election of officers 7 9

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Bill to repeal act relating to 59 125 298

Resolution appointing committee to
examine 496 505

GEORGIA MILITARY INSTITUTE.

Bill to purchase and endow 54 122 174 268
433 445 488

GREENE, JAMES A. ESQ.

Elected Surveyor General 38

GREENE AND PULASKI MONUMENT FUND.

Bill in relation to 90 138 159 363 368 418

GILBERT, HON. WILLIAM P.

Of Houston county 5 46 48 53 67 68
76 78 81 85 115

GRIFFITH, HON. ARCHER

Of Oglethorpe county 6 41 46 47 53 67
76 79 81 117

GORDON, WILLIAM.

Of Savannah, resolutions complimentary to 486

GORDON, HON. GEORGE A.

Of Chatham county 4 8 30 32 39
43 49 48 54 61
73 76 79 81 89

GORDON, HON. GEORGE A.—*Continued.*

90	114	117	119	125
163	169	172	177	182
188	193	214	216	252
255	260	262	277	278
284	319	358	363	372
			390	391

GOVERNOR OF GEORGIA.

Notified of organization of House and Senate						8	9
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Votes for counted and consolidated							31
Hon. Joseph E. Brown declared duly elected,							31
Inauguration of						32	33
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	79	86	88	100	111	114	
	128	146	190	191	216	218	
	333	350	367	380	418	452	
	457	473	488	492	493	499	
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Bill to define duties of in relation to suspended banks							106

GROVENSTEINE, HON. LEWIS

Of Effingham county	4	46	48	52	67		
		76	78	80	98		

GUY, HON. WILLIAM.

Of Ware county	4	42	47	53	66	76	
		79	80	93	102	103	

H

HABEAS CORPUS

Bill to amend act relating to						178	200	374
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HALL, HON. JOHN T.

Of Pike county	6	36	46	47	53	66		
	76	78	80	179	265	309		
				429	439	479		

HAMES, HON. R. T.

Of Sumter county	6	35	46	48	52	66	67	
				76	78	80	85	

HARDEMAN, HON. THOMAS.

Of Bibb county	3	9	20	33	42	43		
	45	46	48	52	59	62		
	65	66	73	75	76	78		
	79	90	97	98	99	102		
	106	109	117	119	125	143		
	146	163	172	173	174	175		
	186	209	213	254	255	260		
	262	272	274	276	278	315		
	328	330	338	340	344	353		

HARDEMAN, HON. THOMAS—*Continued.*

354	360	363	366	372	373
374	380	382	388	393	396
402	433	441	448	467	481
482	486	497	501	502	505

HARDY, HON. C. F.

Of Jackson county	5	36	42	47	51	53
	67	76	78	81	104	128
				179	309	328

HARKNESS, HON. JAMES W

Of Butts county	4	36	46	47	53	67
		76	78	80	102	113

HARPER, HON. G. R.

Of Sumter county	6	35	46	48	52	62
	66	76	78	80	113	179

HARRIS, HON. EZEKIEL C.

Of Cobb county	4	35	42	46	47	53	
	67	76	78	80	114	252	309

HARRIS, HON. ADDISON E.

Of Dougherty county	4	7	8	46	76	78	
	79	80	104	116	126	132	
	146	173	311	321	401	486	502

HARRISON, HON. GEORGE P.

Of Chatham county	3	4	7	9	32	35	
	41	42	43	45	46	48	
	52	53	54	56	61	78	
	80	94	102	105	114	120	
	126	127	130	143	157	164	
	170	174	221	263	306	307	
	312	120	346	369	378	379	486

HARRINGTON, HON JOHN M.

Of Troup county,	6	35	41	43	46	48
	52	53	61	67	68	76
			78	80	106	309

HAYS, HON. L. B.

Of Walton county	6	35	46	47	53	67
	76	78	80	128	173	265

HEAD-RIGHTS.

Bill to amend acts relating to	57	97	439	456
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HILL, HON. BENJAMIN H.

Received 46,295 votes for Governor	31
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HILLYER, HON. GEORGE.

Of Walton county	6	31	32	35	40	41
	42	45	46	47	53	55
	56	60	66	70	73	76
	78	80	93	95	104	105
	116	117	125	130	135	144
	173	178	254	271	279	289
	338	362	443	466	470	489
					490	491

HINES, HON. J. H.									
Of Burke county	3	35	46	48	52	61			
		78	113	177	252	278			
HINES, RICHARD K. ESQ.									
Memorial of								89	
Resolution in reference to									
Legal Forms					395	402	433	444	
HOLDEN, HON. WILLIAM F.									
Of Taliaferro county	6	35	46	48	52	55			
	66	76	78	190	254	388	487		
HOLLIDAY, HON. NATHANIEL R.									
Of Stewart county	6	35	46	47	52	67			
		68	76	78	80	113			
HOLMES, HON. E. L.									
Of Laurens county	5	35	43	48	52	66			
	71	76	78	80	207	309			
HOLMES, CAPT. ISAAC									
Resolution in relation to the erection									
of a monument to					143	254	470	475	
HOPKINS, HON. G. H.									
Of Gwinnett county	5	35	43	47	53	54			
	67	76	78	80	91	309			
HOUSE OF REPRESENTATIVES,									
Members elect								3 to 7	
Organization of								3 to 8	
Resolutions in relation to meeting									
and adjournment	102	163	164	173	278	381	490		
To publish rules of							487	505	
Mileage and per diem of members					358	366	448		
Pay of Clerks							348	395	
HOWARD, HON. N. L.									
Of Muscogee county	5	32	35	45	46	48			
	52	66	68	103	119	366			
HOWARD, MAJ. JOHN H.									
Bill to compensate for defence									
of State boundary	61	123	134	142	182	191			
HUGHES, HON. WILLIAM.									
Of Liberty county	5	32	35	39	43	47			
	51	53	61	67	78	80			
	92	94	126	146	160	253			
					343	402	415		
HUNTER, RICHARD L.									
Bill to compensate for survey									
of Okefenokee swamp	93	142	263	267	419				
					432	452			
HUSBAND AND WIFE									
Bill to amend act relating									
to the rights of husbands to									
deceased wife's property					68	124	134		

INSPECTOR OF LIQUORS, WINES AND SPIRITS

Bil to authorize appointment of	405	421	450
	482	505	

IMPRISONMENT FOR DEBT

Bill to abolish	40	49	100
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INDIAN TITLES TO LAND,

East of the Mississippi river,			
Report of committee on	116	280	
Resolutions in relation to	314	315	333

INDIGENT BOYS.

Bill to encourage education of	403	452	480	504
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IRWIN, HON. J. T.

Of Wilkes county	6	7	29	32	35	42
	43	46	47	53	55	56
	61	66	70	76	78	86
	93	99	105	106	117	125
	127	173	184	195	212	309
					377	486

ITINERANT TRADERS.

Bill to amend and repeal in part,				
acts relating to	315	433		
As to Worth county	353	400	426	482
Message in relation to				30

INCORPORATIONS.*Canal Companies.*

Bill to amend charter of Augusta				
Canal Company	55	63		
Of Brunswick and Altamaha				
Canal Company				255
Bill to incorporate Brunswick				
Canal Company	178	193	376	
St. Marys Canal Company	393	400	428	436 497
Satilla Canal Company	393	400	428	436 497
Turtle river and Altamaha				
Canal Company	393	400	428	436 497

Cities, Towns and Villages.

Bills to amend charters,				
Of Albany	380	399	447	483
Of Americus	329	348	350	370 410 442
Of Atlanta	330	347	370	410 427 442
Of Athens	99	149	188	204 317 325 493
Of Augusta	93	135	174	207 315 356
				469 479
Of Brunswick	178	198	316	502
Of Columbus	115	136	277	473 487
Of Cuthbert	116	136	277	278
Of Dallas	393	399	427	440 498

INCORPORATIONS—*Continued.*

Of Dalton	116	138	473	487
Of Decatur	412	420	450	485
Of Fort Valley	352	397	426	434 483
Of Holmesville	143	196	283	473 481
Of LaGrange	254	294	319	455 475
Of Lumpkin	144	200	282	473 478
Of Macon	329	348	350	370 410
				435 500
Of Madison	189	272	317	474 487
Of Marshallville	190	292	317	379 399
				428 446 483
Of Milledgeville	126	137	279	474 481
Of Ringgold	148	203	444	457 497
Of Rome				170 197
Of Sparta				171 199
Of West Point	254	293	319	468 473
Bills to incorporate,				
Buchanan	253	293	319	457 475
Conyers	254	293	319	468 479
Dawson	363	397	428	438 498
Irwinville	383	400	427	443 483
Jasper	189	294	318	454 472
Montour Village	195	292	318	473 481
Parkersville				170 201 255
Preston	353	398	428	435 445 499
Swainsboro		188	292	317 473 481
Thomaston	390	400	427	441 472 497
Thomasville				136 278 431
Vienna	390	398	426	443 497
White Hill				178 199
<i>Columbus</i> , bill to authorize removal of occupants				
of lewd houses	103	142	274	454 455 472
<i>Covington</i> , bill for relief of				254 291
<i>Elberton</i> , bill for the better regulation of		351	397	426
				434 482
<i>Griffin</i> , bill to authorize removal of occupants of				
lewd houses				472
<i>Rome</i> , bill to authorize subscription to Georgia and				
Alabama Railroad Company	200	307	469	472
<i>Savannah</i> , bill in relation to certain conveyances				
by				126 136
to grant certain line of wharf head to				200 468
to grant United States certain territory in		90	137	
				159 439 456
to confer certain rights on Mayor and Aldermen	172	308	469	472 479
to amend acts relating to City Court	314	328	347	
				411 467

INCORPORATIONS—*Continued.**Savannah.*

in relation to Justices of the Peace in 39 40 50
57 333 342 367

to amend acts in relation to trial of slaves
and free persons of color 39 40 50 57

Thomaston, bill to restrain slaves and free persons
of color 354 467

Thomasville, bill for the relief of 116 138 277

Warrenton, to restrain slaves and free persons of
color 122 131 335 343 354 367

Fire Companies.

Bill to incorporate Mechanics Fire Company
No. 2, in Atlanta, and to exempt members
from certain duties 329 347 370 410 442

To exempt Augusta Fire Company, No. 5,
from certain duties 503

To incorporate fire and engine company at
Brunswick 171 199 474 487

Diligent Firemen of LaGrange 254 294 320 457
478

To exempt from jury duty members of
Savannah Fire Company, and of
white fire companies of Savannah 288

To incorporate Vigilant Hose Company 41 50 62
335 343 350 380

To extend certain privileges to Young America
Fire Company 350 380

Gas Light Companies.

Bill to incorporate Richmond and other Gas
Light Companies 214 295 327 418 467

Insurance and Trust Companies.

Bills to incorporate Atlanta Insurance Company 351
398 425 435 498

Georgia Insurance Company 351 398 426 434 483

Georgia Equitable Insurance Company 351 398
426 435 498

Macon Insurance and Trust Company 248 295 327
423 435 497

Merchants and Mechanics Mutual Insurance
Company of the City of Macon 403 419 451
476 505

Rome Mutual Insurance Company 103 136 269
331 456 476

Southern Mutual Life Insurance Company 94 142
279

Trust Company of Dalton 274

Union Trust Company 255 405

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Bill to incorporate Coffee Lodge	172	193	202	308
Canton Lodge			469	472
Houston Lodge				505
LaFayette Lodge			469	472
Ocoee Lodge	428	450	484	492 505
Traveler's Rest Lodge	428	450	484	492 505
Twiggs Lodge			484	505

Mining and Manufacturing Companies.

Bills to incorporate,				
Altoona Mining Company	393	400	425	447 504
Bell Mining Company	393	400	425	447 504
To amend charter of Canton Mining Company			138	
		335	343	354 367
To incorporate Carroll Mining Company			334	347
		371	429	435 498
Clayton Mining Company		363	398	428 432
To amend charter of Curtright Manufacturing Company	107	148	203	223 349 366
To incorporate Flint River Mills Company		190	298	
			318	
Fulton Mining Smelting and Manufacturing Company	9	138	193	422 456
Georgia Mining, Smelting and Manufacturing Company		115	137	276 505
Hill Mining Company	334	347	371	429 435 498
Ivey Mount Mining Company	171	199	308	501
Marietta Paper Mills Company		412	419	451
			484	505
Milledgeville Manufacturing Company		254	290	
		319	470	472
To change name of Montrose Manufacturing Company		143	201	283
To incorporate Nacoochee Hydraulic Mining Company	383	400	427	448 498
New Manchester Manufacturing Company	59	121		
		334	341	350
To amend charter of Ogeechee Mills Company	352	400	424	436 483
To incorporate Pascoe Mining Company		393	400	
		424	447	504
Savannah Flour Exporting Mill Company	351	397		
		424	437	482
To repeal charter of Sweet Water Mining Company	91	147	204	323 353
To incorporate Spring Place Mining Company	171	199	308	380 400 428
			444	497 501

INCORPORATIONS—*Continued.*

Southern Copper Mining Company	144	200	281
	454	455	483
Waldroup Mining Company and Wickham Mining Company	334	347	371 429 435 498
<i>Plank and Turnpike Road Companies.</i>			
Bill to incorporate Augusta Plank Road Company			274
Ogeechee Plank Road Company	170	201	315
Thunderbolt and Skidaway Ferry, Plank and Shell Road Company	252	290	318 469 487
A plank or turnpike road company from Sandy Ford to Clayton	397	424	436 457
<i>Steam Navigation Companies.</i>			
Bill to incorporate American Atlantic Screw Steamship Company	189	205	294 326 374
Georgia and Alabama Steamboat Company	171	201	306 473 487
Ocmulgee and Altamaha Steam Navigation Company	107	150	323 340
Southern Direct Trade Company	320	342	390
<i>Telegraphic Companies.</i>			
Bill to incorporate Milledgeville Telegraphic Company			350 380
Sparta Telegraphic Company			380
Warrenton Telegraphic Company			350 380
<i>Miscellaneous Incorporations.</i>			
Bill to incorporate Catoosa Springs Company	17		
	190	306	454 478
Chattahoochee Bridge Company		133	287
Florida Baptist Convention			505
Oglethorpe Mutual Loan Association	177	200	374
			3
Mounted Police in Liberty county	175	206	294
		321	343
To change name and confirm vested rights of St. John's Chappel			390
To incorporate Savannah Seaman's Friend Society	188	292	317 502 506
United Hebrew Society	73	138	159 335 342 367
Western Baptist Association	36	43	46 334 341
			367

INSOLVENT LISTS OF TAX COLLECTORS.

Bills relating to	52	54	63	97	133	189
	205	295	423	420	446	449
						455

IRON AND COAL INTERESTS OF GEORGIA.

Bill to give State aid to	60	125	364	377
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IRON MASTERS IN CASS COUNTY.

Bill for relief of	403	420	457	485	503
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INDUSTRY.

Bill for the encouragement of 253 292 395

JOHNSON, HON. JORDAN,

Of Henry county 5 35 46 48 52 62
66 76 78 80 127 182

JOHNSON, SANFORD,

Memorial of 37

JONES, HON. J. M.

Of Warren county 6 35 41 42 47 53
60 66 76 78 80 116
119 120 190 255 288 491

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Reports of Committee on 345 467
Resolutions 346

JUDGES SUPERIOR COURTS.

Bill to amend acts relating to election of, and
to legalize commissions issued to 127 137 179
183 190
To regulate duties of, and provide for the trial of 404
421 452 480

JUDGMENTS.

Bill to define priority of 92 139 300
To amend act limiting the lien of 51 63 69 211
299
To point out the mode of obtaining in certain
cases 206 294
See "Attachments."

JUDICIARY ACT.

Bills to amend 127 132 136 151 179 205
207 295 304 422 425

JULIAN, HON. GEORGE H.

Of Forsyth county 4 36 43 66 76
78 81 134

JURIES AT COMMON LAW.

Bill to enlarge powers of 89 141 200

JURY DUTY.

Bill to exempt certain persons from 404 420 452
480
To repeal all laws exempting from in
Chatham county 170 201 288

JURORS.

Bills to compensate in Butts county 54 323
In Camden 183 206 296 325
In Campbell 352 398 427 434 467
In Carroll 90 140 295 227 407 467
In Catoosa 54 64 120 323
In Chattahoochee 295 407 467

JURORS—Continued.

In Chattooga	40	49	100	327
In Decatur		37	100	323
In Dougherty		327	407	467
In Fayette	68	100	124	255 296 323 327
			407	442
In Fannin		295	327	407 467
In Forsyth		36	44	323
In Hart		295	327	407 467
In Heard	171	200	308	323 352 400
			424	474 478
In Jasper		295	323	407 467 472
In Jefferson		36	45	100 323
In Lee			347	370 410
In Madison	255	296	323	327 407 442
In Merriwether		144	200	323 345
In Miller		41	50	121 323
In Murray	183	205	295	323 340
In Oglethorpe	41	49	50	120 323
In Paulding		352	400	424 432
In Pickens		54	63	121 323
In Polk		54	63	121 323
In Spalding	183	206	294	325 328
In Stewart		295	327	407 467
In Sumter		295	327	407 467
In Terrell		55	101	121 323
In Thomas		295	327	407 467
In Upson	172	199	308	323 467 468 472
In Whitfield		295	327	407 467
In "certain counties"	179	206	294	323 354
Bills in relation to drawing panels of,				
In Burke county				366
In Catoosa				203
In Dougherty	69	95	147	295 320 486
In Gordon				203
In Warren	54	148	206	320 349 366
Resolution in reference to				72

JUSTICES OF THE PEACE.

Bill allowing them to take bail in certain cases			60	123	131
To enlarge powers of, in 872d district G. M.	123	131	335	341	350
To compensate in Catoosa	51	63	97	334	341 367
In relation to certain, in Chatham	39	40	50	57	
See "Courts, Justices," "Fees."					

K**KANSAS AFFAIRS.**

Resolutions concerning	173	439	490
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KENAN, HON. A. H.

Of Baldwin county	3	32	39	41	42	43	46
	48	52	56	57	58	66	73
	76	77	78	81	86	89	95
	116	117	120	126	131	175	188
	193	218	254	255	302	312	349
	354	356	357	360	361	448	471
				484	488	490	506

KENDALL, HON. F.

Of Merriwether county	5	46	48	52	66	76
	78	115	144	145	309	

KIMBROUGH, HON. HENRY C.

Of Harris county	5	42	48	52	60	66
	76	78	81	92	98	132 189

KIMBROUGH, HON. B. L.

Of Stewart county	6	42	47	52	66	78	80
			92	98	144	252	502

KIRBY, HON. T.

Of Coweta county	4	46	47	53	78	80	106
	254	279	287	290	306	368	386
				474	478	487	493

KITCHENS, HON. WILEY.

Of Warren county	6	43	46	48	52	67	76
		78	81	106	286	366	373

L**LAND BOOKS.**

Bill to pay for transcribing numerical	55	122	134	335	341	367
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LANE, HON. JOSEPH M.

Of Heard county	5	43	46	52	53	76
	78	81	127	128	134	171

LAZENBY, HON. G. M.

Of Columbia county	4	46	48	53	66	76	78
					81	88	321

LEAVE OF ABSENCE.

Resolution in reference to	309
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LEE, HON. PETER.

Of Clay county	4	42	48	53	58
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LEGAL FORMS.

By Richard K. Hines—by Howell Cobb

Resolution in reference to	395
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LEWIS, HON. DAVID E.

Of Calhoun county	4	42	53	58	252	309
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LEWIS, HON. MILES W.

Of Greene county	5	7	31	32	37	40	42
	43	46	48	53	56	67	72
	76	78	81	85	120	128	184
					260	288	309

LEWIS, HON. D. W.

Of Hancock county	5	32	36	40	42	43	44
	46	48	53	60	78	81	91
	93	97	109	115	116	119	125
	143	157	158	171	188	195	253
	268	272	278	283	288	309	356
	391	394	404	448	449	484	486
						496	

LIEN OF JUDGMENTS.

Bills in relation to	51	63	69	211	299
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LIEN FOR BUILDING MATERIAL.

Bill in relation to	345	391
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LINDUCINE, AMELIA,

Memorial of	179
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LITTLE, HON. R. P

Of Jefferson county	5	36	43	48	53	56	58
			78	80	86	309	477

LOCAL BILLS.

Resolution in reference to	307
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LOCKETT, HON. ABNER M.

Of Bibb county	3	48	53	54	67	76	81
			83	102	302	309	321

LOTTERY—Fort Gaines Academy.

Bill to amend charter	314	327	347	424	430	435	483
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LOWNS, FELIX.

Memorial of	128
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LUFFMAN, HON. WILLIAM.

Of Murray county	5	8	40	42	46	48	53
	56	60	67	68	76	78	81
	92	100	115	117	142	144	172
			182	189	258	377	401

LUMPKIN, HON. JOSEPH HENRY.

Elected Judge of the Supreme Court	38
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Bill to amend acts relating to	284	285	417	419	
				433	453

To appropriate money to complete &c.	284	285	417	419	433	453
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M

MAHONEY, DANIEL.

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Resolutions recommending certain	62	145	167	175		
	179	183	281	287	297	307
	315	333	436	467	468	475
	487	492	498	504	505	506

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Bill to establish the 1005th G. M. 107 147 206 322
353

MILITIA DIVISION AND BRIGADE.

Bills to attach Dawson, Fannin, Terrell and
Towns counties to 98 147 179 202 376 501

MILITIA DUTY.

Bill to exempt certain persons from 404 420 452 480

MILITIA LAWS.

Bill to amend 42 64

MANDAMUS.

Bill in relation to writs of 144 304

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Bill to provide accurate 114 237 375
Resolution requesting Governor to purchase 132

MAP OF NORTH AMERICA.

Resolution in reference to 120 131

McAFEE, HON. E. C.

Of Forsyth county 4 46 48 53 67 76 78 80

McCANTS, HON. J. C.

Of Taylor county 6 36 43 46 48 53
66 76 80 97

McCONNELL, HON. HENRY H.

Of Gordon county 5 43 48 53 60 67
76 79 81 125 171

McDANIEL, HON. E. J.

Of Gwinnett county 5 48 52 53 60 67
76 79 80 178 355 401

McDONALD, HON. D. P.

Of Berrien county 3 46 48 53 55 67
76 79 80 127

McEVER, HON. W. E.

Of Paulding county 6 42 47 53 67 76
79 80 220

McGREGOR, Hon. R. M.

Of Polk county 6 46 48 53 66 76 78 80 309

McLEAN, HON. WILLIAM A.

Of Bullock county 3 32 42 46 47 53 67
76 78 80 90 309 366

McMILLAN, HON. DANIEL.

Of Montgomery county 5 46 48 52 60 66
76 78 80 128 254 321

McWHORTER, HON. ROBT. L.

Of Greene county 5 8 43 48 52 54 66
76 78 80 88 105 108 144
171 190 258 307 331 366 491

MARKS AND BRANDS OF STOCK.

Bill prohibiting traffic in, in Lee county 189 290 386
500 506

MARSHALL, HON. MADISON.

Of Houston county 5 42 48 53 67 78 81
85 133 171 253 302 401

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MERCHISON, HON. R.

Of Haralson county 5 36 43 48 53 66 78
80 189 253

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From the Senate, see "Senate."

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Jesse Oslin elected 7

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Of Richmond county 6
Elected Speaker *pro tem.* 7 9 43 44 46 48
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80 94 104 115 125 127
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MINTZ, HON. M.

Of Jackson county 5 43 46 52 60 67 76
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MIZELL, HON. OWEN K.

Of Charlton county 4 46 47 53 67 76 80

MOORE, HON. P. E.

Of Clarke county 4 37 43 46 48 66
76 73 80

MOORE, HON. JACOB W

Of Glynn county 5 36 40 42 53 76 78
80 91 126 127 144 171 178

MOTT, HON. R. L.

Of Muscogee county	5	43	46	48	52	60	61
	76	78	80	92	115	116	178
					186	388	486

MOUGHON, HON. WM. S.

Of Jones county	5	43	47	53	76	78	80
					127	309	428

MULKEY, DR. W. A.

Hall of the House tendered to							183
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MYERS, HON. W.

Of Hart county	5	42	47	53	67	76	78	429
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N**NASHVILLE CONVENTION.**

Bill to pay delegates to							172	203
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NEAL, HON. JOSEPH L.

Of Cass county	4	42	47	52	377	429		
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NEWSPAPERS.

Seats on the floor tendered to Editors and Reporters of								8
--	--	--	--	--	--	--	--	---

NON-RESIDENTS.

Bill to prohibit fishing, hunting and ducking by	114	137	190	438	456			
In Camden county				138	191	193		
Bill to tax real estate owned by, in Berrien county				55	125	134	135	
In Pickens				40	50	134		
In Worth					38	49		
To tax stock herded by, in Clinch county	170	201	288	297				
In Irwin				69	148	203		
In Jefferson						69		
In Laurens				69	148	203		
In Telfair					148	202		
In Worth				69	148	203		

O

OATH OF OFFICE, administered to members								3
--	--	--	--	--	--	--	--	---

ORGANIZATION OF THE HOUSE								3-8
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Of the Senate

O'NEAL, HON. HENRY.

Of Worth county	7	38	42	48	52	67	76
				78	80	113	309

OWENS, HON. JAMES M.

Of McIntosh county	5	42	43	48	52	66	76		
	78	92	189	301	302	308	381	386	415

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Bill to abolish 254 291
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PICKETT, HON. JOSEPH,

Of Gilmer county

3	36	42	43	45	46
47	48	52	53	55	66
76	78	80	82	83	84
128	168	144	301	312	342
				354	394

PILOTS AT ST. MARYS.

Bill to protect

383	398	426	441	482
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PITTARD, HON. WILLIAM D.,

Of Oglethorpe county

6	42	46	47	53	66
		76	78	81	332

PHILLIPS, HON. W. A. J.,

Of Merriwether county

5	40	46	48	52	66
68	76	78	80	103	186

PRICE, HON. J. E.,

Of Pickens county

6	37	40	42	46	48	52	54
		62	66	76	78	79	80
		159	189	254	285	372	377
						380	384

PRINTER, PUBLIC.

Bill and resolutions in reference to

9	32	34	37
39	43	45	49
55	56	59	62
66	70	73	147
412	442	446	455
487	504	505	

Boughton, Nisbet and Barnes elected

73

PRIVILEGES OF THE FLOOR,

Extended to distinguished citizens

172

PRUITT, HON. JOHN W.,

Of Franklin county

4	36	42	43	47	53
	56	67	70	76	78
				80	170

POOR SCHOOL FUND.

Bill to secure to poor children

346	348	366	370
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To authorize return of all children entitled

to, in Franklin county

170	197	304
-----	-----	-----

To authorize sale of lot in Rabun county for
benefit of

383	398	427	448	483
-----	-----	-----	-----	-----

POOR SCHOOL SYSTEM.Bill to amend acts relating to, in Gilmer
county

354	367
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In Gordon county

60	123	120	335	343
			354	367

POWELL, HON. BENJAMIN F.,

Of Decatur county

4	36	37	40	43	47
53	59	68	76	78	81
		91	92	144	178

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Bill to amend charter of the Atlanta and
LaGrange and change name 171 198 308
470 479

To amend and explain charter of Atlantic
and Gulf 91 125 138 147 152 172
209 213 253 291 391 402

Resolution in reference to do. 477

Bill to amend charter of Barnesville and
Thomaston 190 292 318 469 479

To incorporate the Bainbridge and Northern 403 421
450 471 499

To amend charter of Central Railroad and
Banking Company 125 138 158 255

To amend charter of the Dalton and Gads-
den 481 503

To incorporate the Darien and Walthourville 189
293 386

To lend State aid to the Elijay 48 64 74 105
117 173 177

To incorporate the Fort Valley and Atlanta 390 400
426 444 498

To amend charter of the Georgia Air Line 188 293
383 491 492 502

To give State aid to do. 36 44 74 104 117 173
174 177 182

To incorporate the South Georgia and
Florida 380 400 427 447 497

To amend charter of the Georgia and Alabama 171
200 306 453 475

To allow the county of Floyd to take
stock in do. 178 197 316 469 473

To incorporate and give State aid to the
Hiwassee 73 74 407

To incorporate the LaGrange and Troup
Factory 157 403 421 476 503

To amend charter of and give State aid to
the Macon and Brunswick 40 73 74 105 117
173 281 295 327 363

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To allow connection of the Muscogee with the Opelika Branch and the Mobile and Girard Railroads	66	121	130	431	444	488
To incorporate the Rabun and Tennessee or North Carolina Line	41	51	66	407	431	452
To give State aid to the Savannah, Griffin and Alabama	39	49	74	105	117	173 177
To sell Western and Atlantic					60	343
To apply part earnings of do. to payment of State taxes	67	122	123	213	312	315 368
To regulate management of do.			213	218	259	312 315 368 377
Resolutions in reference to do.	70	96	79	143		505
Bill to amend charter of the St. Marys				403	421	
				450	476	499
To authorize extension of the Wills Valley				99	149	
				175	274	290
To prevent monopoly of					91	158
To give State aid to railroads	182	184	185	188		
				293	377	378
Bill in relation to checks for baggage	412	420	450			
				485	503	
Report of Comptroller General as to policy of taxing						171

REID, HON. WILLIAM A.,

Of Putnam county	6	42	46	47	53	66
		68	76	78	81	113
					172	395

REESE, WILLIAM M.,

Memorial of, and resolution concerning	173	213				
	436	456				

RECORDS.

Bills in relation to public	92	139	145	197	260	
	283	393	398	418	426	432
				447	452	

RELIEF.

Bills for relief of,						
Avant Sophia	99	149	204	325	338	
Atwell, John	41	50	62	334	341	367
Anderson, Adolphus	71	150	204	321	349	366
Anderson, Sarah		383	400	425	447	483
Abbott, Francis	107	138	116	150	202	278
				322	340	479
Arnold, James D.				254	291	319
Ayers, William B., to practice medicine	102	140	159			
				491	492	
Boatright, Drury	351	401	424	432	482	
Brewer, William	93	142	168	322	433	453

RELIEF—Continued.

Bennett, Alexander F.					500	505
Biddell, Malone	75	149	203	204	321	338
Brown, Jetta			375	398	425	439
Brown, H. W.				252	290	390
Burnett, Phebe				143	196	283
Butts, Talula Ellen	102	136	269	422	455	
Byrom, Lucy A. H.				144	201	
Cameron, John W.	340	347	370	412	442	
Cardine, Francis	334	347	370	428	448	
Chastian, Joseph				178	197	374
Chapman Berry			329	348	370	412
Chapman, William B.				144	201	
Campbell, Henry J.	93	142	168	422	433	453
Clarke, James	68	138	158	252	260	314
Clarke, Calphrey			60	122	131-2-3	
Clark, Elizabeth	108	150	206	326	340	
Crawford, Calvin J.	351	399	424	437	498	
"Certain persons,"	90	138	211	405	420	421
		433	451	453	485	504
Cline Joel P.	92	139	262	422	434	488
Citizes 994th and '5th district, G. M.				351	400	424
				438	482	
Coffee, Peter H.	93	142	168	422	433	453
Coleman, Elizabeth	68	124	130	334	342	350
Cogburn, John A., adm'r	190	290	386	500	506	
Cole, Peter	90	147	206	321	386	
Collins, Virginia V				115	136	277
Colbert, Caroline	32	34	43	72	73	335
				343	354	382
Cooper, George F				330	456	499
Cooper, John M.				39	49	
Cooper, William, heirs of, &c.,		175	206	295	326	
				340		
Croker, James	171	200	307	469	478	
Crocker, Newton	107	147	207	325	338	
Davis, Jesse M.	172	188	346	500	506	
Douglass, William				169	198	284
Dallas, William L.	145	199	283	470	472	
Duke, Henry	174	202	456	457	472	
Dent, Joseph E. and John T.,		75	147	207	323	
			328	349	366	
Debtors, honest				145	199	346
Dunwoody, James		178	199	319	328	
Dellinger, Eli	11	50	213	431	456	
Dupou, Stephen F.					157	
Edwards, heirs, &c., of Felix G.		182	205	294	324	
					353	
Estes, James H.			70	138	299	
Edmondson, James	115	141	303	454	475	

RELIEF—Continued.

Ellis, Joseph B.	352	400	426	432	449
Ennis, Azanah				122	129
Echols, Samuel D.	329	348	370	417	441
Faircloth, J. G.		114	140	159	492
Findley, Charles		115	136	194	316
Felton, Noah	149	205	207	326	340
Gafford, Jeremiah	45	51	147	272	274
Gay Mitchell					468
Griffith, John W.		48	63	104	120
Gunby, Robert M., adm'r, &c.					366
Gordon, William L.	277	296	327	362	374
Grover, Sarah	59	122	194	421	432 453
Guerry, Francis C		329	348	371	410
Hale, Joseph J.			190	290	345
Hart, Solomon	99	149	205	325	340
Hart, Francis					468
Hamby, James	352	397	424	436	497
Hattox, John				140	194
Hightower, James M. and W. F.		69	344	148	204 320
Hinton, William H.			351	425	432
Hills, Dennis				105	135
Hoff, Henry P.	104	136	302	431	444 488
Howell, Clark			170	197	345
Hollingsworth, Levi	329	348	370	417	441
Holliday, William C.	405	420	451	476	499
Holmes, James E.			68	124	366
Hudson, Andrew J.					468
Hunt, Henry E. and others			171	199	330
Hutto, Martin	175	206	295	326	340
Hunter, Richard L.	93	142	263	267	419
Ivey, Henry	351	399	424	437	498
Jones, Lewis	99	149	205	325	340
Johnson, Benjamin	55	122	129	454	475
Johnson, Wiley W.				157	501
Kenan, Augustus H.	255	274	288	439	456
Kilgo, Thomas H.	68	124	131	421	433 453
Kimbrough, Thomas J. S.		60	122	129	132 259
Lance, Rebecca	41	50	62	334	342 382
Lapley, Meedy					468
Lewis, Martha		329	348	371	410
Lottman, Ann			74	335	382
Lowers, Felix					188
Morrow, Nancy	107	150	202	326	340
Martin, Alexander				375	401
Mattox John				91	316
McCatchen, Francis C.			103	136	272
McGaughey, Thomas J.	60	122	131	334	341 350
McKinley, George		320	348	370	409 442

RELIEF—*Continued.*

McHenry, John G., Adm'r	352	398	451	477	498
McLean, Cornelia		330	349	370	410
McWalker, Allen Adm'r of				425	380
McWhorter, Allen, adm'r of	380	399	425	440	497
Miller, Thomas J.	54	63	121	334	341 367
Morgan, Alex. W	281	295	327	409	442
Morris, A. J.			143	196	345
Newman, George W.	380	390	425	438	483
Olliff, James					468
Pace, Jincey		351	397	425	436
Patten, Robert				40	50
Pace, William			172	199	308
Peace, B. P.			188	290	376
Poullain, Thomas A. Adm'r	352	398	451	477	498
Perry, Mary A. J.		281	295	327	409
Perry, Sol. H.				254	294
Perkins, Solomon H.					254
Prince, Oliver				253	294
Phillips, Benjamin R.				37	44
Powers, Abner P.		102	127	141	302
Quinn, Calvin	93	142	168	422	433 453
Rang, Alfred				16	140
Rabun, Rufus	352	400	426	432	449
Raulerson, Wade H.			104	137	275
Rainey, Thomas B.					198
Rice, Mary E. E.		351	397	426	434
Rigill, Mark	107	147	207	325	338
Robertson, S. W.					198
Rogers, James and his security			299	456	499
Rowe, Andrew T.	54	64	121	333	341 367
Spain, John W.	329	348	370	410	435 498
Sermons, John	329	348	370	409	442
Securities of the Tax Collector					
of Walton	145	304	372	454	455
Spell, Susan	107	150	202	322	340
Sweeney, Morgan		171	197	306	472
Sheriff of Elbert county			37	44	47
Strickland, James			127	137	209
Smith, Benjamin C.	340	347	370	412	442
Smith, Christopher C.	93	142	168	422	433 453
Smith, Elizabeth	41	50	213	431	456
Sorling Miriam		375	398	425	439
Sowers, Felix				293	376
Stroman, Jacob, half brothers and					
sisters of	77	105	120	126	127 172 175
Sutton, John C. heirs &c. of	175	206	295	326	340
Thompson, Elizabeth	90	142	152	335	342 350
Tooke, Joseph	405	420	449	480	504
Turner, Richard	99	149	205	325	340

Wafford, William B,	92	139	261	468	469	472
Wallace, Caroline and others	74	149	206	325	386	
Watley, William H.			351	401	425	432
Watts, Lucy P		189	290	315	469	478
Weaver, T A., to practice medicine			90	140	159	492
Webb, Cullen			253	293	319	
West, Sarah			179	202	316	
Wheeler, Greene M.			173	268	376	
Wilkes and Lavinia				188	292	
Wilcox, Woodson	93	142	168	422	433	453
Williams, James	3	175	206	295	327	353
Williams, Reuben S.	104	146	265	421	432	453
Wilhite, John M.			145	198	297	309
Winton, William H.					401	
Whitaker, Samuel T,	61	123	407	491	501	
Whitner, John C.			407	491	501	
Wright, Elizabeth A.				190	291	
Wooldridge, Maria W			127	137	279	
Young, David					468	
Zinn, Rosella			74	335	382	
RECEIVERS.						
Bill to authorize appointment of in vacation			419	449	485	503
RETAILING SPIRITUOUS LIQUORS.						
Bill in relation to, in Hancock county			265	421	439	453
In precinct in Richmond county			352	400	427	434
					482	504
In Terrell county,			330	348	369	413
In Ware county,			330	348	369	413
RIVERS.						
Bill to remove obstructions from and protect navigation of certain			113	142	147	275
RICE PLANTERS AND SELLERS.						
Bill to protect	405	419	449	485	503	
ROBERTS, HON. JOSHUA						
Of Cherokee county	4	43	46	47	53	
		56	67	76	78	
			80	102	177	
ROBERTS, HON. DANIEL E.						
Of Scriven county,	6	42	48	52	66	
	69	76	78	80	85	
ROAD COMMISSIONERS IN CHATHAM COUNTY.						
Bill to confer certain powers on			102	135	279	
				474	493	

ROAD LAWS.

Bill to amend in Bibb county	380	399	427	444	483
In Decatur,	68	123	130	333	342 350
In Gilmer,					150
In Glynn,		99	205	322	340
In Irwin	86	151	204	321	338
In Lumpkin		130	333	342	350
In Thomas	127	137	279	473	478
In Wayne	86	151	172	201	204
	309	321	338	474	476
				486	501
In Worth	86	151	204	321	338

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SALT.

Memorial and bill in reference to the manufacture of	96	158	198	284
	445	447	455	

SALARIES.

Bill to increase certain	39	49	338	349	354
				446	455

SLAVES.

Bill to repeal act relating to trial of			253	291	394
In relation to crimes committed by			253	293	404
Bill in relation to management of in Effingham county	329	348	370	409	441
To protect in Taliaferro county	190	293	388	483	
To restrain in Warren county	122	131	335	343	
	351	354	367	397	
			427	437	483

STATE AID TO RAILROADS.

Bill to grant	182	184	185	188	293
				377	378

STATE boundary between Georgia and Florida.

Resolution in reference to	373	468	498
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STATE HOUSE OFFICERS.

Election of				38
Resolution in reference to	32	34	39	

STATE PAPERS.

Resolution in reference to				116
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STATUTE LAWS.

Bill to codify	92	115	139	141	301	309
To amend			144	198	345	405
To repeal special relating to Walton county				86	148	203
Committee appointed to examine supplemental digest of				99	362	374

STATUTE XXXII, HENRY VIII.

Bill in reference to							104	141
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SPRAYBERRY, HON. H. J.

Of Catoosa county	4	32	42	46	48	52		
	54	66	67	70	76	78		
	80	90	104	120	170	190		
			252	309	366	444		

STRANGE, HON. R. B.

Of Washington county	6	43	48	52	67	76		
	78	81	92	218	256	309		

SECRETARY OF STATE.

E. P. Watkins, elected								38
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SHEFFIELD, HON. ISHAM R.

Of Miller county,	5	41	42	47	53	76		
	78	80	92	179	252	309		

SHELTON, HON. W. B.

Of Habersham county	5	32	46	47	52	53		
	56	67	75	76	78	80		
					115	171		

SHERMAN, HON. T. S.

Of Upson county	6	43	48	52	59	135		
			172	190	278	309		

SCHLEY, HON. H. J.

Of Burke county	3	31	42	46	48	52		
	55	59	90	252	275	284		
					309	489		

SPEAKER OF THE HOUSE OF REPRESENTATIVES.

John W. H. Underwood, of the county of Floyd, elected								7
Hon. John Milledge, of the county of Richmond, elected								
Speaker <i>pro. tem.</i>								9

SPEER, ALEXANDER M. ESQ.,

Elected Clerk of the House							7	8
Leave of absence granted to								65
Resolutions of thanks to								491
Acknowledgement by								506

SHERIFFS AND DEPUTY SHERIFFS.

Bills in relation to	68	138	145	158	159	198		
	199	254	292	345	404	405		
					451	480		
To fill vacancy in Jasper county	7	71	150	172				
			306	328				

SHERIFF'S BONDS.

Bill to reduce in certain counties	86	151	204	324	347	366		
	102	135	279	474	469	478		
					294	319		

SHERIFF'S FEES IN CHATHAM COUNTY.

Bill to regulate	170	201	304	454	475
In Glynn county	144	196	372	473	487

SENATE.

Organization of					8
Officers elected				8	39
Messages from to the House	8	31	33	37	39
	45	49	53	58	61
	65	69	71	73	74
	77	80	86	90	94
	97	98	105	106	114
	125	130	131	132	159
	172	173	175	179	182
	189	196	204	208	248
	252	255	276	281	297
	299	307	314	329	333
	334	340	346	349	350
	354	363	368	375	379
	383	389	392	393	395
	403	405	411	418	421
	423	430	431	433	435
	438	439	445	446	453
	454	457	468	469	473
	484	486	487	491	492
	499	500	501	502	504
	506	Resolutions to publish Rules of	487	505	

SENATOR, UNITED STATES.

Hon. Robert Toombs elected					88
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SMITH, HON. J. R

Of Coweta county	4	42	47	53	66	73	76	85
	177	182	328	439				

SMITH, HON. WILLIAM.

Of Talbot county				6	46	48	52	190
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SMITH, HON. JAMES B.

Of Tatnall county					6	43	93	309
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SMITH, HON. S. J.

Of Towns county	6	7	29	37	39	41	42	
	43	46	47	52	59	62	66	
	67	70	73	76	77	78	79	
	80	81	88	89	93	96	97	
	101	108	112	116	125	128	134	
	145	163	169	190	194	195	213	
	221	271	275	280	299	315	316	
	328	342	362	373	376	429	439	
					472		502	

STRICKLAND, HON. WILLIS.

Of Madison county	5	40	42	47	53	67	76	
	78	80	86	94	221	301	311	
	338	358	365	368	374	383		

SOLICITOR GENERAL, in Chatham county.

Bill to pay	189	205	295	347	366			
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SCHOOL DISTRICTS.

Bill to alter and amend act to lay of, in the counties of Clinch, Fannin, Telfair and Walton	323	329	343	453
		370	409	441
To lay off, in Clay county	329	348	350	370
		410	435	467
In Coffee and Murray				467

SCHOOL SYSTEM.

Bill to establish a general	36	44
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SHROPSHIRE, F. C., Esq.

Elected Clerk of the House <i>pro tem.</i>	65
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SUB-TREASURY.

Bill to establish	169	200
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SUMNER, D. T.

Elected Door Keeper of the House	7
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SURVEYOR GENERAL.

James A. Greene elected	38
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SURVEY, of the 6th District of Habersham.

Bill to appropriate money for	115	136	277
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SURETIES, ENDORSERS AND GUARANTORS.

Bills for the relief and protection of	114	151	172
	199	206	374 441 453 475

SHUBLEY, P. M.

Memorial of	193
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T**TALIAFERRO, HON. DICKENSON.**

Of Whitfield county	6	42	46	48	52	53	61
	66	78	80	93	104	116	178
	212	255	284	394	470	471	

TERRAPINS AND TURTLE.

Bill to prevent destruction of	77	150	204	326
			349	366

TARE OR GROSS WEIGHT, on Cotton.

Bill in relation to	94	139	263	438	445	488
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TAVERN LICENSE.

Bill in relation to	92	139	261	421
In Stewart county			434	488

THANKSGIVING.

Resolution, &c., in relation to	105	106	116
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TAXES.

Collection of suspended by order of the Governor	30
Bill to compel payment of, on real estate, in county where the land lies	38 40 49
	50 55 92 101 121 134 138 139

TAXES—*Continued.*

To amend acts taxing polls						196	281
To tax cattle of non-residents in certain counties	55	69	148	203	324		
To authorize extra pauper tax			104	138	274		
To tax vacant and unclaimed land				254	291		
To authorize extra tax in Burke county	252	291	318				
				474	481		
In Butts	102	136	268	421	433	478	
In Columbia		107	147	202	315	330	
In Gordon	55	64	121	335	341	350	
In Glynn				171	200	307	
In Jefferson					36	45	
In Taliaferro					55	63	254
In Union	93	139	285	272	445	488	
In Upson							422
In Wayne			41	50	62	324	
To apply part earnings of the Western & Atlantic Railroad to the payment of				67	122	123	213
						311	315
To refund to John M. Cooper						39	49

TAX ASSESSORS.

Bill to appoint						160	198
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TAX LAWS.

Bills to alter and amend	92	107	139	145	150	170	
				198	207	284	288

TAX COLLECTORS AND RECEIVERS.

Bills in relation to	31	32	41	46	52	54	55
	65	67	77	86	91	97	133
	403	418	419	451	480	498	503
In Chatham county					98	151	186
In Decatur county		36	44	46	59	122	129
In Pickens				98	151	204	322
In Union				75	149	204	325
						340	

TAX FEES.

Bill in relation to						189	290	401
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TAX RETURNS.

Bills in relation to	55	91	133	183	403	418	419
				451	483	498	503

TAYLOR, HON. JOHN H.

Of Dooly county	4	42	48	53	66	76	78	81
						106	188	309

TEACHERS OF POOR SCHOOL CHILDREN.

Bills to pay	60	68	115	116	124	126	131	137
		140	170	183	189	190	200	205
		277	288	291	294	304	317	318
		330	335	343	346	347	348	364

TEACHERS OF POOR SCHOOL CHILDREN—*Contin'd.*

366 367 370 371 409 411 425

440 442 469 470 482

TERHUNE, WM. B., Esq.

Elected Secretary of the Senate 8

TEAL, MESCHACK.

Bill to pardon, see "Pardons."

TERRELL, HON. E. Y.

On Putnam county 6 46 66 76 78 81 97 190

THWEATT, PETERSON, Esq.

Elected Comptroller General 38

TREASURER.

John B. Trippe, Esq., elected 38

Bill authorizing certain advances 37 43 46 73
74 75

To sign certain coupons 342 390 500 502

Resolution in reference to 305

TREASURERS, COUNTY.Bills providing for election or ap-
pointment of, in Clinch 329

In Crawford 288

In Chatham 169 201 288 454

In Decatur 36 446 455

In Fannin 329

In Miller 375 401 427 448 503

In Telfair 329

In Walton 329

In Wayne 37 38 44 46 333 341 367

In Whitfield 116 138 473 487

TREASURY.

Bills for the relief of 5 8 63 77 78 79 80

81 82 83 84 85 86

88 89 95 98 106 108 112

TIMBER STEALERS.Bills to punish, in Early and Telfair
counties 352 401 427 434 445 482**TRIALS AT LAW AND IN EQUITY.**Bill in relation to 178 202 376 379 406 450
420 481**TITLES TO LAND.**

Bills to perfect, in certain cases 404 420 451 485 504

TINNERS.

Bill for the benefit of, 252 293

THOMASSEY, R., see "Salt."



